

Exhibit Q

COPY

SHEET 1 PAGE 1

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

-----X
ANTOINE TAYLOR,

Plaintiff,

-against-

NASSAU COUNTY, THE NASSAU COUNTY POLICE
DEPARTMENT, NASSAU COUNTY POLICE
COMMISSIONER LAWRENCE MULVEY, FIRST
DEPUTY COMMISSIONER ROBERT MCGUIGAN,
SECOND DEPUTY COMMISSIONER WILLIAM
FLANAGAN, ASSISTANT COMMISSIONER DAVID
MACK, ASSISTANT COMMISSIONER ROBERT
CODIGNOTTO, CHIEF OF THE DEPARTMENT
STEVEN SKRYNECKI, CHIEF OF PATROL JOHN
HUNTER, JOHN DOES COMMISSIONERS AND
SUPERVISORS, POLICE OFFICER KEITH ROGICH
AND JOHN DOE POLICE OFFICER,

Defendants.
-----X

Deposition of a Non-Party Witness,

EDWARD ALONGE, taken by Plaintiff, pursuant
to Subpoena, held at the NASSAU COUNTY,
OFFICE OF THE COUNTY ATTORNEY, One West Street,
Mineola, New York 11501, on December 23, 2011, at
9:40 A.M., before EILEEN WAIN, a Shorthand Reporter
and Notary Public within and for the State of New
York.

H & B REPORTING CO., INC
718-948-5835

SHEET 2 PAGE 2

1 Alonge

2 A P P E A R A N C E S:

3 BADER, YAKAITIS & NONNENMACHER, LLP
4 Attorneys for Plaintiff
5 350 Fifth Avenue
6 New York, New York 10118

7 BY: JOHN J. NONNENMACHER, ESQ.

8 NASSAU COUNTY
9 OFFICE OF THE COUNTY ATTORNEY
10 Attorneys for Defendants
11 One West Street
12 Mineola, New York 11501

13 BY: PETER LASERNA, ESQ.

14 (File #10X44051)

15

16 *

17

18

19

20

21

22

23

24

25

SHEET 3 PAGE 3

1 Alonge

2 FEDERAL STIPULATIONS

3 IT IS HEREBY STIPULATED AND AGREED
4 by and among counsel for the respective
5 parties hereto, that the filing, sealing,
6 and certification of the within
7 deposition shall be and the same are
8 hereby waived;

9 IT IS FURTHER STIPULATED AND
10 AGREED that all objections, except as to
11 the form of the question, shall be
12 reserved to the time of the trial;

13 IT IS FURTHER STIPULATED AND
14 AGREED that the within deposition may be
15 signed before any Notary Public with the
16 same force and effect as if signed and
17 sworn to before the Court.

18

19

20 * * *

21

22

23

24

25

SHEET 4 PAGE 4

1 Alonge

2 E D W A R D A L O N G E ,

3 called as a witness by the

4 Plaintiff, being first duly sworn

5 by the Notary Public (Eileen

6 Wain), was examined and testified

7 as follows:

8 DIRECT EXAMINATION

9 BY MR. NONNENMACHER:

10 Q Would you please state your
11 name for the record.

12 A Edward Alonge.

13 Q What is your present
14 business address?

15 A 1490 Franklin Avenue,
16 Mineola, New York 11501.

17 Q Good morning, Police
18 Officer Alonge. My name is John
19 Nonnenmacher. I am a partner with the
20 law firm of Bader, Yakaitis &
21 Nonnenmacher. I represent the
22 Plaintiff, Antoine Taylor.

23 I will ask you a number of
24 questions regarding an incident that
25 occurred back in September of 2009.

H & B REPORTING CO., INC
718-948-5835

SHEET 5 PAGE 5

1 Alonge

2 Can we have your home

3 address, please?

4 A (No response.)

5 Q You have to say something,

6 yes, no?

7 A No, you cannot.

8 Q Are you presently employed?

9 A Yes.

10 Q Who are you employed by?

11 A Nassau County Police

12 Department.

13 Q What is your present rank?

14 A Police Officer.

15 Q And do you have a shield

16 number?

17 A 369.

18 Q How long have you been

19 employed by the Nassau County Police

20 Department?

21 A Since 1985.

22 Q From the time that you

23 began your employment with the Police

24 Department, have you always been a

25 Police Officer?

SHEET 6 PAGE 6

1 Alonge

2 A Yes.

3 Q What is your present
4 assignment?

5 A Bureau of Special
6 Operations, BSO.

7 Q Can you tell me what is the
8 Bureau of Special Operations?

9 A We are the County's
10 Tactical Team, SWAT. We do a variety
11 of other tasks, assist precinct squads,
12 special squads, in any day-to-day
13 details that they may have.

14 Q How long have you been a
15 member of the Bureau of Special
16 Operations?

17 A Since '93.

18 Q Prior to becoming employed
19 by the Nassau County Police Department
20 as a police officer, had you ever been
21 employed by any other law enforcement
22 agency?

23 A No.

24 Q Did you have to go to an
25 academy?

SHEET 7 PAGE 7

1 Alonge

2 A Nassau County Police

3 Academy.

4 Q How long was that?

5 A Six months.

6 Q Did you receive any

7 training with respect to the use of

8 force?

9 A Yes.

10 Q What did that training

11 consist of?

12 A Use of force.

13 Q Can you describe it?

14 A That is sort of what the

15 class would have been called, the use

16 of force.

17 Q Do you recall how long that

18 class was?

19 A No. I don't recall. No, I

20 don't.

21 In terms of hours?

22 Q Yes.

23 A I don't recall.

24 Q Were there lesson plans for

25 the use of force?

SHEET 8 PAGE 8

1 Alonge

2 A That the instructor used,
3 or that was handed out?

4 Q Yes. That was handed out.

5 A I don't recall.

6 Q Do you work out of a
7 particular location right now?

8 A Our office is in the
9 Highway Building on Newbridge Road in
10 North Bellmore.

11 Q Is that the main office?

12 A The main BSO office?

13 Q Yes.

14 A Yes.

15 Q Where did you report to
16 everyday, or for the most part?

17 A There.

18 Q Did you ever work out of
19 the Fifth Precinct?

20 A Yes. Occasionally, I will
21 go there.

22 Q How long have you been
23 working out of Headquarters?

24 A What do you mean
25 "headquarters"?

SHEET 9 PAGE 9

1 Alonge

2 Q I am sorry. Out of the
3 Bellmore office.

4 A I don't know what year that
5 we moved there. Since I have been at
6 BSO, we had three different locations
7 for an office.

8 Q What is the present
9 location?

10 A The one I told you,
11 Newbridge Road in Bellmore.

12 Q Do you know the exact
13 address?

14 A No. It is Newbridge Road.
15 I don't know the numerical. I never
16 sent a car there or anything. It is
17 just south of Jerusalem and the
18 Southern State.

19 MR. NONNENMACHER: Off the
20 record.

21 (A discussion was held off
22 the record.)

23 Q Where is Police
24 Headquarters?

25 A 1490 Franklin Avenue in

SHEET 10 PAGE 10

1 Alonge

2 Mineola.

3 Q Do you know an officer by
4 the name of Keith Rogich?

5 A Yes, I do.

6 Q How do you know Mr. Rogich?

7 A He works in BSO.

8 Q Does he work out of the
9 same office as you do?

10 A Yes.

11 Q Do you know if he goes to
12 the Fifth Precinct with any frequency?

13 A I would imagine every now
14 and then, like all of us.

15 Q How long have you known Mr.
16 Rogich?

17 A I don't know how long he
18 has been in BSO. I have known him as
19 long as he has been in BSO. Prior to
20 that, he was in the Fourth Precinct. I
21 came from the Fourth Precinct, but I
22 came in '93. He may have been there
23 for a little bit before I left. I
24 never really worked next to him or with
25 him in uniform.

SHEET 11 PAGE 11

1 Alonge

2 Q Outside of the police
3 department, did you have any type of
4 relationship with Mr. Rogich?

5 A No.

6 Q Now, are you aware that Mr.
7 Rogich already testified at a
8 deposition?

9 A I knew that he was over
10 here. I didn't know that it was a
11 deposition. I thought it may have been
12 case prep or whatever it may have been.

13 Q When was the last time that
14 you spoke to Mr. Rogich?

15 A Probably within the last
16 two weeks. I took some time off. I
17 think he took some time off. I think
18 he was sick or something.

19 Q In the last two weeks, did
20 you discuss the incident that occurred
21 involving Antoine Taylor?

22 A No. It was basically
23 police activity that was going on at
24 work -- actually, I did see him at the
25 New York City Police funeral the other

SHEET 12 PAGE 12

1 Alonge

2 day, for the City cop. I saw him
3 there.

4 Q Prior to the last two
5 weeks, when was the last time that you
6 spoke to him, prior to that?

7 A I see him at work. I don't
8 know, you know --

9 Q Okay.

10 A We work in the same squad,
11 so I see him.

12 Q Does the squad have a
13 particular name?

14 A It has a number.

15 Q What is the number?

16 A Squad 4.

17 Q What are the jurisdictional
18 confines of Squad 4?

19 A I don't understand what you
20 mean.

21 Q Is Squad 4 limited to a
22 certain area within Nassau County?

23 A No, not at all.

24 Q It is Nassau Countywide?

25 A Yes. The whole unit is.

SHEET 13 PAGE 13

1 Alonge

2 Q Did you participate in the
3 arrest of Antoine Taylor on September
4 26, 2009?

5 A Yes, I did.

6 Q Do you recall what day of
7 the week that was?

8 A No.

9 Q Do you know if it was a
10 weekend, as opposed to a weekday?

11 A No, I don't.

12 Q Do you recall what your
13 tour of duty was on September 26, 2009.

14 A We were coming in for the
15 night tour.

16 Q What was the night tour?

17 A The reason I say this, the
18 County changed our chart, so, I want to
19 say it was 3:30 P.M. to 1:30 A.M. They
20 used to be five o'clock to 1 A.M. I
21 think it was what I said first, 3:30.

22 Q From what you remember,
23 sitting here today, you believe that
24 your tour of duty on September 26,
25 2009, was 3:30 P.M. to 1:30 A.M.?

SHEET 14 PAGE 14

1 Alonge

2 A Correct.

3 Q Do you recall where you
4 reported to?

5 A I was on my way to the --
6 to our office in Bellmore. I was
7 actually on the Southern State Parkway.

8 Q Do you recall what time
9 that you arrived at your office in
10 Bellmore?

11 A No. I never got there.

12 Q You were on your way, and
13 then something happened?

14 A That is correct.

15 Q Did you have a partner back
16 in September of 2009?

17 A We have steady partners in
18 BSO the entire time we were there, but
19 I wasn't with my steady partner that
20 day.

21 Q Who is your steady partner?

22 A Police officer Stephen,
23 Loschiavo, L-o-s-c-h-i-a-v-o.

24 Q Did he participate in the
25 arrest of Antoine Taylor?

SHEET 15 PAGE 15

1 Alonge

2 A He was in the general
3 vicinity. He was driving one of our
4 trucks. I didn't see him at all that
5 day after the incident, after the
6 arrest, and after people were sent to
7 the hospital.

8 Q What happened as you were
9 traveling on the Southern State towards
10 Headquarters?

11 A I was a passenger in an
12 automobile. I was with the sergeant,
13 and we heard another sergeant, Sergeant
14 Carney, come over the air and ask if
15 there was any units in the vicinity of
16 Hempstead -- I don't want to say
17 exactly what he said, because I don't
18 remember what he said, but I knew it
19 was in reference to this case.

20 Q Who was driving the
21 automobile that you were in?

22 A Sergeant McCarthy, Sergeant
23 Kevin McCarthy.

24 Q Was he your supervisor back
25 in 2009?

SHEET 16 PAGE 16

1 Alonge

2 A Yes.

3 Q Why were you in a vehicle
4 with him on your way to the
5 Headquarters?

6 A Because we live near each
7 other, he picked me up, and we were
8 going to work.

9 Q Were you driving in a
10 police owned vehicle?

11 A Yes.

12 Q What kind of vehicle was
13 it?

14 A I believe it was a black
15 Crown Vic.

16 Q Do you recall exactly what
17 was sent over the airways?

18 A No.

19 Q Do you recall sum and
20 substance of what was sent over the
21 airway?

22 A Yes. That a location in
23 Hempstead where a subject who one of
24 the squads was looking for, was
25 possibly located.

SHEET 18 PAGE 18

1 Alonge

2 exit we were at. We got off the
3 Southern State, re-entered the Southern
4 State heading back towards Hempstead,
5 and got off, I guess at, Peninsula
6 Boulevard, right where the location
7 was.

8 Q Did you respond on the
9 airway, like, "We are on it"?

10 A I am not sure if it was
11 either myself or the Sergeant who
12 responded verbally.

13 Q Were you in plain clothes
14 at the time?

15 A Yes.

16 Q Do you recall what you were
17 wearing?

18 A No.

19 Q Did the BSO officers have a
20 particular uniform that they would
21 wear?

22 A We have a couple of
23 different types of dress -- for regular
24 routine patrol, no.

25 Q Do you recall the colors

SHEET 17 PAGE 17

1 Alonge

2 Q When you say "one of the
3 squads was looking for," what squad was
4 that?

5 A I believe it was the
6 Homicide Squad.

7 Q The message that was sent
8 to you over the air, was that recorded
9 in any fashion?

10 A I don't know, but I assume
11 it would be. It was on main band. I
12 am assuming through Police
13 Headquarters, it would have been.

14 Q Do you know who sent that
15 message out?

16 A I believe it was Sergeant
17 John Carney.

18 Q Was Sergeant John Carney a
19 supervisor of yours, as well?

20 A No. He would have been the
21 day tour supervisor.

22 Q Upon hearing this message,
23 did you respond at all?

24 A Yes. We were on the
25 Southern State. I don't remember what

SHEET 19 PAGE 19

1 Alonge

2 that you were wearing on the date of
3 this incident?

4 A No.

5 Q The normal course of
6 events, would you wear jeans or
7 something else or you wouldn't wear
8 jeans?

9 A Normally, jeans, T-shirt,
10 in warm weather.

11 Q Do you recall what Sergeant
12 McCarthy was wearing?

13 A No.

14 Q Once you got off of the
15 Southern State, where did you go then?

16 A You know what, I don't know
17 the name of the street. It is right
18 off of Peninsula Boulevard in
19 Hempstead, just north or east of Mercy
20 Hospital. The house where the subject
21 was located in, or we believed he was
22 located in, I don't remember the street
23 name right now.

24 Q Would it refresh your
25 recollection if I told you it was West

SHEET 20 PAGE 20

1 Alonge

2 Graham Avenue?

3 A It probably would. I can't
4 be one hundred percent. I don't want
5 to give you the wrong street.

6 Q Do you recall what time
7 that you arrived at the location?

8 A No.

9 Q Since you don't recall the
10 street name, would it be okay to refer
11 to that as the location?

12 A Sure.

13 Q From the time that you were
14 traveling in the opposite direction on
15 the Southern State, until you got to
16 the location, did you have any further
17 communication with anyone?

18 A I don't recall. I really
19 don't.

20 Q Did you have an address at
21 that point in time, as to where someone
22 believed that Antoine Taylor was?

23 A I don't recall the
24 numerical house number. I know we had
25 an address, because that is where we

SHEET 21 PAGE 21

1 Alonge

2 went.

3 Q Would it refresh your
4 recollection if I told you the address
5 was 152 West Graham Avenue?

6 A It wouldn't help me. I
7 would take your word for it.

8 Q That is okay.
9 What did you do when you
10 arrived in the vicinity of the
11 location?

12 A We went on a side street,
13 which was almost directly across from
14 the driveway in the front of the house,
15 that we believed the subject to be in.
16 I don't know the name of that side
17 street. If I sat there, I would be
18 able to point out where I was. We sat
19 down the block with an eye on the front
20 of the house in the driveway.

21 Q Were you still in the car
22 with Sergeant McCarthy?

23 A Yes.

24 Q From where you were, were
25 you able to see the house?

SHEET 22 PAGE 22

1 Alonge

2 A Yes.

3 Q Do you recall what time
4 that you arrived at the location?

5 A No. The only timeframe I
6 can give you is, after the initial
7 call, when we were on the Southern
8 State, it was less than five minutes
9 for us to turn around and get back to
10 that location. We weren't much
11 further -- I don't know if it was Grand
12 Avenue on the Southern State, the next
13 exit, or whatever it was. It was
14 pretty quick.

15 Q You would have to report to
16 work around 3:30 that evening?

17 A Yes.

18 Q Would you be able to use
19 that as a reference as to approximately
20 what time that you got to the location?

21 A I don't know if after the
22 Sergeant picked me up, we went straight
23 there, or we went to get gas at the
24 Fourth Precinct. I don't remember.

25 Q Do you recall --

SHEET 23 PAGE 23

1 Alonge

2 MR. NONNENMACHER: Withdrawn.

3 Q As a police officer, would
4 you maintain any type of book which
5 would reflect what you did on a daily
6 basis?

7 A No. We don't keep memo
8 books at BSO.

9 Q When you got to the
10 location and you parked in the vicinity
11 where you could see the house that was
12 involved in this incident, did you stay
13 there from the time that you got there
14 up until the time of this incident?

15 A I believe so. The reason I
16 hedge that, at some point, another unit
17 pulled up, I got out of Sergeant
18 McCarthy's car, because he was sort of
19 running the detail. He didn't need to
20 be locked into one spot.

21 I got into another car with
22 a different police officer, and
23 Sergeant McCarthy left my spot and sort
24 of ran the detail.

25 Q Do you recall how long that

SHEET 24 PAGE 24

1 Alonge

2 you remained in that location with
3 Sergeant McCarthy before something else
4 changed?

5 A I can't give you an exact
6 timeframe. Probably at least a half an
7 hour, and I want to say probably a
8 little longer than that, until the
9 other units started arriving.

10 Q When you say "unit," what
11 defines a "unit"? What does a "unit"
12 consist of?

13 A Two officers and a car,
14 usually.

15 Q During the time that you
16 were in the car with Sergeant McCarthy,
17 what was he doing?

18 A Observing the subject
19 location and driveway. He may have
20 also been on the phone with our base to
21 try to coordinate who was coming, and
22 how many teams that we were going to
23 have there.

24 I am assuming he was
25 getting updated information as to what

SHEET 25 PAGE 25

1 Alonge

2 was going on from Sergeant Carney.

3 Q When you say Sergeant
4 McCarthy was running the investigation,
5 what leads you to that conclusion?

6 A I didn't say the
7 investigation. He was the supervisor
8 at scene for the BSO units.

9 In terms of if we are
10 watching a location, he wants to make
11 sure that the units are in the proper
12 location. Not everyone is in the same
13 block. We spread out.

14 Q Do you know if you and
15 Sergeant McCarthy was the first unit
16 there?

17 A I believe that we were.

18 Q What do you recall
19 happening right before you got into the
20 other vehicle?

21 A (No response.)

22 Q By that I mean, did the
23 other vehicle drive up to where you
24 were?

25 A I believe they were already

SHEET 26 PAGE 26

1 Alonge

2 on the block by the time that we
3 switched. One of the officers -- the
4 passenger got out of the car, and he
5 went into the vicinity of an abandoned
6 house across the street that had a very
7 good view of the subject's dwelling --
8 not dwelling, his location, the
9 driveway in the front of the house, so
10 I jumped in the passenger seat that was
11 vacant.

12 Q Do you know who the
13 gentleman was, or the police officer
14 who got out of the vehicle to go into
15 the abandoned building?

16 A Yes. Police Officer Brian
17 O'Connor.

18 Q Who was driving the vehicle
19 that you got in?

20 A Police Officer Louis
21 Lanzillota.

22 Q Were you ever partners with
23 Louis Lanzillota?

24 A Never official partners. I
25 worked with him, but never official

SHEET 27 PAGE 27

1 Alonge

2 partners.

3 Q What type of vehicle was he
4 operating?

5 A I believe it was a black
6 Jeep Cherokee.

7 Q Was there anything about
8 that black Jeep Cherokee that would let
9 someone know that was a police vehicle?

10 A There would have been an
11 antenna on top, a police antenna.

12 Q Anything else?

13 A Absent us turning on the
14 emergency lights, no.

15 Q Was there anything about
16 the vehicle that Sergeant McCarthy was
17 driving, that would lead someone to
18 believe that was a police vehicle?

19 A The antenna also, and it is
20 a black Crown Vic, which -- I believe
21 the general public knows to be police
22 vehicles. It is a fleet police
23 vehicle.

24 Q Where was the antenna on
25 the black Jeep Cherokee that you got

SHEET 28 PAGE 28

1 Alonge

2 in?

3 A I believe it was on the
4 roof.

5 Q Do you know, as you sit
6 here today, where it was?

7 A I believe it was on the
8 roof. The same as my Jeep Cherokee.

9 Q Where did you go, once you
10 got into the black Jeep Cherokee?

11 A That same side street. We
12 were on that same side street that I
13 was on with Sergeant McCarthy. Once
14 Officer O'Connor got out, had the
15 eyeball on the house from where he was,
16 we backed up further away, as to not
17 raise suspicion of the police vehicle.

18 Q Were you still able to see
19 the building that was involved, or
20 targeted?

21 A I am not sure how much of a
22 view we had, but our eyeball was
23 Officer O'Connor.

24 Q When you were still in the
25 car with Sergeant McCarthy, were you

SHEET 29 PAGE 29

1 Alonge

2 able to see the house that was being
3 targeted?

4 A Yes.

5 Q Do you recall anything
6 about the house?

7 A Nothing that would stand
8 out.

9 Q Was there any activity
10 going on with respect to that house?

11 A With that house, I don't
12 believe. I know that there was a party
13 next door.

14 Q How far away were you, in
15 terms of blocks, from the house that
16 was involved?

17 A With Sergeant McCarthy?

18 Q Yes.

19 A We were probably three or
20 four houses on that side street away
21 from the house, but you also had to
22 cross Graham, and then go down the side
23 street.

24 Q Are you familiar with the
25 compass directions of West Graham

SHEET 30 PAGE 30

1 Alonge

2 Street?

3 A Yes. I believe it goes
4 east and west.

5 Q Were you north or south of
6 the house?

7 A I would have been north.
8 That side street I was on, I believe
9 only ran north from Graham.

10 Q Let's assume you are
11 correct, that West Graham Street runs
12 west to east. Based on that
13 assumption, you were north of the house
14 that was being targeted?

15 A That is correct.

16 Q Would you be able to
17 estimate, in terms of feet or car
18 lengths or anything else, how far away
19 you were from that house, when you were
20 with Sergeant McCarthy?

21 A No. Like I said, three to
22 four house lengths, plus Graham, plus
23 the street.

24 Q In other words, if you are
25 looking at the house that was being

SHEET 31 PAGE 31

1 Alonge

2 targeted, you were approximately three
3 or four houses to the left of that
4 house, and then cross the street in a
5 northerly direction?

6 A I don't know what you
7 mean --

8 Q If you were looking at that
9 house, you said you were three or four
10 houses away, if you were looking at it,
11 you would be three to four houses to
12 the left of that house as you are
13 looking at it?

14 A You got me confused.

15 Q Would it be three to four
16 houses in a westerly direction?

17 A No. I was north of it. It
18 was south of me.

19 Q It was south of you?

20 A Correct.

21 Q But how many houses from
22 the corner?

23 A Oh, it was pretty much
24 across the street from the
25 intersection. Maybe offset a little

SHEET 32 PAGE 32

1 Alonge

2 bit, but pretty much across the street.

3 A direct line down that side street.

4 Q You said that there was a
5 party going on?

6 A I believe that there was
7 some kind of function at the corner
8 house, or the house next door to it,
9 which would have been just east of it.

10 Q When you say you "believe,"
11 is that something that you observed
12 yourself, or was that something that
13 was told to you?

14 A Told to me.

15 Q Did you, yourself actually
16 see a party going on?

17 A I saw people. I didn't
18 know what was going on in that
19 backyard. I didn't have a view of that
20 backyard.

21 Q Can you describe what you
22 mean by "backyard"?

23 A The neighbor's house, where
24 I thought the party was, the backyard,
25 which would have been behind the house,

SHEET 33 PAGE 33

1 Alonge

2 in the rear of the house.

3 Q When you were with Sergeant
4 McCarthy, were you able to see the
5 gathering that was going on with
6 respect to that house adjacent to the
7 house that was being targeted?

8 A No, but I saw people coming
9 and going. I didn't see the crowd in
10 one mass.

11 Q How long of a period of
12 time did you observe people coming and
13 going?

14 A Half an hour, an hour, two
15 hours. I don't remember. I don't
16 recall -- from the time that I got
17 there, until the time that the incident
18 happened, I was in that same location,
19 so there were times people were coming
20 and going, and there were times that
21 there was no one out front.

22 Q Was there anything that you
23 observed, which would lead you to the
24 conclusion that there was a party?

25 A That I observed?

SHEET 34 PAGE 34

1 Alonge

2 Q Yes.

3 A Just seeing people coming
4 and going, but that wouldn't let me to
5 believe that there was a party. I was
6 advised that there was a large
7 gathering in the backyard.

8 Q Who advised you of that?

9 A Another BSO officer, and I
10 believe, the team was John Condon and
11 Mark Auerichio, A-u-e-r-i-c-h-i-o, I
12 think.

13 MR. NONNENMACHER: Off the
14 record.

15 (A discussion was held off
16 the record.)

17 Q During the time that you
18 were observing this house, would you
19 describe the people that were coming
20 and going as adults only, adults and
21 children, something else?

22 A Adults and children. There
23 were definitely children there.

24 Q How long did you remain in
25 that location, until you were advised

SHEET 35 PAGE 35

1 Alonge

2 that Mr. Taylor was leaving the
3 building?

4 A I was there until --

5 Q In terms of time, was it an
6 hour, three hours?

7 A What was the time of the
8 incident?

9 Q Okay.

10 A I don't know how long I was
11 there in terms of hours. I know that I
12 was the first car there, and I stayed
13 there until he left, and the incident
14 happened.

15 Q I want to assume that
16 Officer Rogich testified that the
17 incident occurred around 6:30.

18 Would that refresh your
19 recollection as to what time this
20 incident occurred; if it does it does,
21 if it does not, it doesn't?

22 A I don't recall the exact
23 hour and minute that it happened.

24 Q Did you remain in your car
25 the whole time?

SHEET 36 PAGE 36

1 Alonge

2 A Yes.

3 Q Did Officer Lanzillota, did
4 he also remain in the car at the same
5 time?

6 A That I was with him, yes,
7 because I was with McCarthy prior.

8 Q During the time that you
9 were in the car, were there any
10 communications coming over the air
11 between other officers?

12 A Yes.

13 Q Do you recall,
14 approximately, how many came?

15 A I have no idea how many.

16 Q Would it be more than ten?

17 A Assuming we were there for
18 three hours, I would say it is a good
19 chance there was more than ten.

20 Q Were any of them recorded?

21 A I don't know what radio
22 frequency we were on.

23 Q Assuming they were
24 recorded, where would someone send a
25 request to get copies of the

SHEET 37 PAGE 37

1 Alonge

2 recordings?

3 A Without knowing -- I know
4 where it comes from -- Police
5 Headquarters. I guess they would go to
6 the Communications Bureau.

7 Q While you were there, was
8 there any type of plan that was put in
9 place?

10 A Yes.

11 Q Let me back up a little
12 bit.

13 During the time that you
14 were in the car with Officer
15 Lanzillota, did you come to realize why
16 you were there?

17 A Yes.

18 Q Why were you there?

19 A The subject was wanted for
20 a homicide.

21 Q Was he wanted for a
22 homicide, or did police officers or
23 detectives want to talk to him about a
24 homicide?

25 A I believe he was wanted for

SHEET 38 PAGE 38

1 Alonge

2 a homicide.

3 Q What makes you believe he
4 was wanted for a homicide?

5 A I believe that is the
6 information that I got.

7 Q Do you know who you got
8 that information from?

9 A No.

10 Q Do you know a Detective
11 Cereghino?

12 A Yes.

13 Q How do you know a Detective
14 Cereghino?

15 A When I first went to the
16 Fourth Precinct in '85, he was a police
17 officer in the Fourth Precinct. I knew
18 him as far back as then.

19 Q Did Detective Cereghino
20 have anything to do with Antoine Taylor
21 and this incident?

22 A From my perspective?

23 Q Yes.

24 A Detective Cereghino was at
25 the scene when the subject was taken

SHEET 39 PAGE 39

1 Alonge

2 into custody in the rear yard. That is
3 where I first saw him.

4 Q Do you know if Detective
5 Cereghino was the detective that was
6 investigating this alleged homicide?

7 A I don't know who the
8 carrying detective was.

9 Q Did you receive any
10 communications from Detective
11 Cereghino, prior to you getting to this
12 location?

13 A No.

14 Q Did you have any
15 communication with Detective Cereghino
16 while you were at this location?

17 A Me, no.

18 Q What was the plan once you
19 arrived there?

20 A I believe it was, if
21 someone saw the subject getting into
22 his vehicle in the driveway, we were
23 going to block the end of the driveway
24 off, not let them out of the driveway
25 in the vehicle, and take him into

SHEET 40 PAGE 40

1 Alonge

2 custody then.

3 Q How was that plan
4 communicated?

5 A In terms of who, or how?

6 Q Who communicated that plan?

7 A I don't know who came over
8 the radio and said it. I am not sure
9 which supervisor it would have been.

10 Q Do you know who devised
11 that plan?

12 A Who devised it?

13 Q Yes.

14 A I don't know if it was one
15 person, as opposed to the police
16 officers there.

17 Q Was that plan put in
18 writing?

19 A No.

20 Q Was that plan communicated
21 to everyone, all of the units that were
22 there?

23 A Yes.

24 Q When Sergeant McCarthy was
25 making communications, would those

SHEET 41 PAGE 41

1 Alonge

2 communications go to one unit, or did
3 they go to all of the units that were
4 present there?

5 A It could have been both.
6 It could have been units that were
7 responding where he wanted them to set
8 up, talking with other supervisors, how
9 many units he felt we needed. It would
10 have encompassed quite a few.

11 Q As you sit here today, you
12 recall that the plan was to block Mr.
13 Taylor from leaving the driveway; is
14 that correct?

15 A The initial plan, that is
16 correct.

17 Q How long had that been the
18 initial plan?

19 A Up until someone observed
20 the party next door. That changed the
21 dynamic.

22 Q Again, the term "party" was
23 something that was communicated to you,
24 and not something that you observed?

25 A That is correct, but I did

SHEET 42 PAGE 42

1 Alonge

2 observe the people, the adults and
3 children.

4 Q Would you be able to
5 approximate how many people were coming
6 and going?

7 A I want to say what I saw in
8 the front was probably three adults,
9 three children.

10 Q Did you see how they got to
11 the backyard?

12 A No.

13 Q Did they have to enter the
14 house to get to the backyard?

15 A I don't recall.

16 Q You don't know?

17 A No.

18 Q Do you recall how many
19 entrances there were to this building?

20 A Which building?

21 Q The targeted building. I
22 am sorry.

23 A How many entrances?

24 Q Yes.

25 A Well, there was a front

SHEET 43 PAGE 43

1 Alonge

2 door, and I believe there was a side
3 door and a back door.

4 Q Prior to participating in
5 the arrest of Antoine Taylor, did you
6 know how many other units were in the
7 area?

8 A I probably had a good idea.
9 I didn't know a finite number.

10 Q Were you able to
11 approximate how many units were there,
12 right before you participated in the
13 arrest of Antoine Taylor?

14 A I believe that there was at
15 least five units of police officers,
16 and two sergeants.

17 Q Aside from Sergeant
18 McCarthy, who was the other Sergeant?

19 A Rich Carlstrom. I don't
20 know if I knew he was there until the
21 incident took place.

22 Q Do you know if --

23 Prior to participating in
24 the arrest of Antoine Taylor, did you
25 know that Keith Rogich was at the

SHEET 44 PAGE 44

1 Alonge

2 scene?

3 A I knew his car was there,
4 his unit number.

5 Q How did you know that?

6 A They came on the air. We
7 identify ourself with car numbers.

8 Q Do you know who was in the
9 car that Keith Rogich was in?

10 A Police Officer Mike Knatz
11 K-n-a-t-z.

12 Q What was the catalyst for
13 this incident; in other words, what
14 happened --

15 MR. NONNENMACHER: Withdrawn.

16 Q Did your car eventually
17 move?

18 A Yes.

19 Q What was the catalyst for
20 that?

21 A I believe it was -- I am
22 not sure who it was -- the subject,
23 they believed to be -- the Defendant
24 was getting in an auto. I forget the
25 type of auto. We had a description of

SHEET 45 PAGE 45

1 Alonge

2 the auto that he was operating, and
3 that was observed, not by me, by other
4 officers in the back end of the
5 driveway to the rear of the house, and
6 the subject fitting his description was
7 getting in that auto.

8 Q Do you recall, as you sit
9 here today, the make of the auto that
10 he got in?

11 A No. I don't recall.

12 Q Would it refresh your
13 recollection if I told you it was a
14 1999 Mitsubishi Galant?

15 A I don't want to say 100
16 percent. It sounds like the car.

17 MR. NONNENMACHER: Off the
18 record.

19 (A discussion was held off
20 the record.)

21 Q Did you, yourself, observe
22 Mr. Taylor leave out of the driveway?

23 A I observed the vehicle
24 coming out of the driveway.

25 Q The street where this house

SHEET 46 PAGE 46

1 Alonge
2 existed, is that a two-way street?
3 A West Graham?
4 Q Yes.
5 A I believe it is a two-way
6 street.
7 Q Traffic goes in an easterly
8 direction and westerly direction?
9 A Correct.
10 Q What did you observe about
11 the car, after it left the driveway?
12 A You mean which way it
13 turned?
14 MR. LASERNA: Objection.
15 Q Yes. Which way it turned.
16 A It turned east.
17 Q Do you know what the next
18 intersection on West Graham Avenue is?
19 A Sitting here today, no.
20 Q Would it refresh your
21 recollection if I told you it was Rose
22 Avenue, Rose Street?
23 A On which side? The same
24 side as his house? I thought Rose was
25 on the side that I was on, further

SHEET 47 PAGE 47

1 Alonge

2 down. I know the neighbor's house that
3 the party was at, there was a side
4 street there going south, that only
5 went south, so Rose, I believe, would
6 have been on my side of Graham further
7 east where the incident took place.

8 Q As you observed Mr. Taylor
9 travel in an easterly direction, you
10 would have been west of him; is that
11 correct?

12 A That is correct.

13 Q What, if anything, did you
14 do --

15 MR. NONNENMACHER: I will
16 withdraw that.

17 Q You weren't driving?

18 A That is correct.

19 Q What, if anything, happened
20 after you made the observation that Mr.
21 Taylor's car was traveling in an
22 easterly direction?

23 A Officer Lanzillota drove up
24 to the corner of West Graham, and the
25 side street that we were on, he made

SHEET 48 PAGE 48

1 Alonge

2 the left turn and proceeded east on
3 West Graham to catch up to the
4 subject's vehicle.

5 Q Why were you attempting to
6 catch up to the subject vehicle?

7 A The subject was going to be
8 placed under arrest.

9 Q What, if anything, was the
10 plan with respect to the operation of
11 your vehicle, the vehicle that you were
12 in, and Mr. Antoine Taylor's vehicle?

13 A I don't understand the
14 plan.

15 Q Do you know what --
16 What were your intentions
17 as you went to catch up to Mr. Taylor?

18 A My intentions?

19 Q Yes.

20 A Me personally?

21 Q Yes.

22 A It was when Mr. Taylor's
23 car stopped to get out of the car and
24 place him under arrest.

25 Q Did there come a time when

SHEET 49 PAGE 49

1 Alonge

2 your vehicle was traveling behind Mr.
3 Taylor's vehicle?

4 A Yes.

5 Q What was the reason why
6 your vehicle was traveling behind Mr.
7 Taylor's vehicle?

8 A We were following him. We
9 were trying to catch up to him. He had
10 a little bit of a head start. We were
11 going to conduct a car stop and place
12 him under arrest.

13 Q Was it your intention, or
14 Mr. Lanzillota's intention, or a
15 combined intention, to get behind Mr.
16 Taylor's car, so as to block him from
17 moving?

18 A It was our intention, when
19 we were following him down that street
20 to eventually come up behind him, turn
21 the emergency lights on, and have him
22 pull over. That was the original
23 intention.

24 Q Your goal wasn't to block
25 his vehicle; is that correct?

SHEET 50 PAGE 50

1 Alonge

2 A The goal is to stop his
3 vehicle. It is also, as in any car
4 stop, to prevent him from leaving when
5 we do stop him.

6 Q Would you describe the rate
7 of speed that Mr. Taylor was traveling
8 when you observed him, traveling for
9 the first time, in an easterly
10 direction?

11 A That is difficult to say,
12 because we were on the side street. It
13 took us a bit to get up to Graham, make
14 the turn, and catch up. I don't know
15 how fast he was going initially.

16 Q Did your vehicle, the
17 vehicle that you were in, eventually
18 make the left onto West Graham Avenue?

19 A Yes.

20 Q At that point in time, did
21 you have your lights on?

22 A No.

23 Q Is there a reason why you
24 didn't have your lights on?

25 A Well, if the subject is

SHEET 51 PAGE 51

1 Alonge

2 that far ahead of us, we would not want
3 to alert him we are back here trying to
4 catch up with that much of a lead.

5 Q Once you made the left onto
6 West Graham Avenue, were you able to
7 see Mr. Taylor's vehicle?

8 A Yes.

9 Q Did you see any other units
10 at that point in time?

11 A Not initially, no.

12 Q Was there anything
13 obstructing your view of other units?

14 A Of other units?

15 Q Yes.

16 A I don't understand.

17 MR. NONNENMACHER: I will
18 withdraw that.

19 Q As you proceeded behind Mr.
20 Taylor, did you make any observations
21 with respect to the arrival of other
22 units?

23 A Yes. When we got up to
24 where I believe was Rose, where the
25 incident happened:

SHEET 52 PAGE 52

1 Alonge

2 Q What did you observe, as
3 you traveled behind Mr. Taylor's
4 vehicle, up until Rose, with respect to
5 other units?

6 A Up until Rose?

7 Q Yes.

8 A Up until I saw the first
9 car pull out at Rose, prior to that?

10 Q Yes.

11 A I didn't observe any other
12 vehicles.

13 Q Were you the only unit
14 following Mr. Taylor at that time?

15 A I don't recall, and the
16 reason that I say that, I was watching
17 his vehicle. I know that there were
18 cars on the street, Condom and
19 Auerichio, who had mentioned there was
20 a party in the corner house, they were
21 down that side street. I don't know
22 when they came out behind me. I don't
23 know. I wasn't looking behind me. I
24 wasn't driving. I didn't have a mirror
25 available to me.

SHEET 53 PAGE 53

1 Alonge

2 Q The vehicle that Keith
3 Rogich was in, did that vehicle
4 eventually come to the scene?

5 A Yes.

6 Q Was your vehicle following
7 Mr. Taylor, before Mr. Rogich's vehicle
8 was at the scene?

9 A We were behind. We were
10 still a distance behind.

11 Q As you traveled behind Mr.
12 Taylor's vehicle, did you eventually
13 see the arrival of Police Officer
14 Rogich's vehicle?

15 A Yes.

16 Q How far along did you
17 travel on West Graham Street before you
18 saw the arrival of the vehicle that
19 Keith Rogich was in?

20 A We traveled from the side
21 street that we were sitting on, up
22 until Rose. It probably would have
23 been -- I saw him come out prior to us
24 getting there -- I don't recall
25 exactly. If you are asking me feet,

SHEET 54 PAGE 54

1 Alonge

2 yards, or anything like that, or
3 streets, how far back we were -- we
4 were not within close proximity, not
5 within a few car lengths of him at that
6 point.

7 Q Is there a stop sign that
8 controls the intersection of West
9 Graham Avenue and Rose?

10 A I don't recall.

11 Q Do you recall Mr. Taylor
12 stopping his vehicle at that
13 intersection?

14 A Yes, because the road was
15 blocked.

16 Q What was blocking the road?

17 A Officer Rogich's silver
18 Jeep Cherokee.

19 Q Did you see where that Jeep
20 Cherokee traveled from?

21 A It came from the left, as
22 we were driving down.

23 Q As you were traveling on
24 West Graham, you saw Police Officer
25 Rogich's vehicle, come from your left

SHEET 55 PAGE 55

1 Alonge

2 to your right; is that correct?

3 A Correct.

4 Q What did you observe, if

5 anything, about the path of the Jeep

6 Cherokee?

7 A I don't understand.

8 Q How did it travel; did it

9 travel straight on Rose, did it make a

10 left, or right onto West Graham Avenue?

11 A I don't know where he

12 started. I saw him when he was

13 entering the intersection. It would

14 have been the opposite lane of travel.

15 That is pretty much where I saw him.

16 Q Did you see anything about

17 the operation of the vehicle that Keith

18 Rogich was in, prior to it stopping in

19 front of Mr. Taylor's vehicle?

20 A I don't understand the

21 question.

22 Q When, for the first time,

23 did you see the vehicle that Keith

24 Rogich was in?

25 A When it was entering the

SHEET 56 PAGE 56

1 Alonge

2 intersection.

3 Q How far behind Mr. Taylor's
4 vehicle were you when you saw that for
5 the first time?

6 A We weren't very close to
7 him at all. We were still a decent
8 amount of car lengths back.

9 Q When you saw the vehicle
10 that Keith Rogich was in, were his
11 lights on?

12 A Not at that time, no.

13 Q Do you recall where that
14 vehicle came to a stop?

15 A Yes. In front of the
16 subject's vehicle at the intersection
17 of -- I believe it is Rose and West
18 Graham, and he was blocking most of the
19 travel portion of the roadway in the
20 direction that we were going.

21 Q Let's assume that this
22 incident did happen at the intersection
23 of Rose and West Graham Avenue. Was
24 the vehicle that Mr. Rogich was in,
25 Police Officer Rogich, was that

SHEET 57 PAGE 57

1 Alonge

2 completely in Rose or was a portion of
3 it on West Graham Avenue?

4 A Well, it was on West
5 Graham. If you went across Rose, I
6 guess it still would have been -- you
7 know what I am saying?

8 Q Yes.

9 Let's assume for one
10 second, that there is a stop sign at
11 this intersection that controls traffic
12 on West Graham Avenue.

13 A Okay.

14 Q Did the vehicle that Police
15 Officer Rogich was in, did it go in a
16 westerly direction past that stop sign?

17 A Where did he come to a
18 stop?

19 Q Yes.

20 A I don't know if it was east
21 of the stop sign or west of the stop
22 sign or right at the stop sign. I
23 don't recall. It was sort of where the
24 stop sign would be. I don't know
25 exactly.

SHEET 58 PAGE 58

1 Alonge

2 Q Did he enter any portion of
3 the traffic that traveled on West
4 Graham Avenue in an easterly direction?

5 A That is where we were
6 traveling.

7 Q Right.

8 Did any portion of his
9 vehicle enter into West Graham Avenue,
10 or did it remain on Rose as it
11 intersects West Graham Avenue?

12 A It blocked the majority,
13 not all of West Graham heading east,
14 where we are assuming that stop sign
15 would be.

16 Q Right.

17 Does West Graham Avenue
18 have lanes for parked cars on both
19 sides?

20 A I am not sure if -- because
21 West Graham is a very long road, I know
22 when you get down to the intersections,
23 it narrows down, because of turning. I
24 don't know how much of a curb lane
25 there was at that intersection.

SHEET 59 PAGE 59

1 Alonge

2 Q Do you recall, as you sit
3 here today, whether there were parked
4 vehicles on both sides of West Graham
5 Avenue?

6 A In terms of the vicinity of
7 the incident?

8 Q Yes. The vicinity of the
9 incident.

10 A I don't believe that there
11 were any vehicles parked to the right.
12 I ended up over there. I have no idea
13 about the left side.

14 Q Could you describe for me,
15 what you mean by you "ended up over
16 there"?

17 A I was in the passenger side
18 of the vehicle, so when I got out of
19 our car, I was on the curb side, as
20 opposed to the middle of the road.

21 Q Who was the first police
22 officer to exit a vehicle?

23 A From any car?

24 Q Yes.

25 Who was the first police

SHEET 60 PAGE 60

1 Alonge

2 officer that arrived at the scene that
3 exited a car?

4 A I believe it would have to
5 be Officer Rogich.

6 Q Did you observe him exit
7 his vehicle?

8 A I wasn't watching him get
9 out, but I saw him -- I saw him out
10 when we got up to the scene, yes.

11 Q When you saw him out, were
12 you still a passenger in your vehicle?

13 A Correct. It was coming to
14 a stop.

15 Q As your vehicle was coming
16 to a stop, you observed Keith Rogich
17 out of the vehicle?

18 A (No response.)

19 MR. NONNENMACHER: Let me
20 withdraw that.

21 Q When you saw Keith Rogich
22 for the first time outside of his car,
23 was your vehicle stopped, still moving,
24 or something else?

25 A I know that my door was

SHEET 61 PAGE 61

1 Alonge

2 open, my car door was open, even prior
3 to us stopping. I was getting ready to
4 get out. I believe he was out as we
5 were stopping, and I was exiting my
6 vehicle. He was out already by the
7 time that I got out of my vehicle.

8 Q Did your vehicle eventually
9 come to a stop?

10 A Yes.

11 Q Where was your vehicle
12 stopped in relationship to the vehicle
13 that Mr. Taylor was in?

14 A Behind him.

15 Q When your vehicle came to a
16 stop, was the vehicle Antoine Taylor
17 was in, also stopped?

18 A He made a couple of moves.
19 I don't know at what point you want to
20 know.

21 Q Okay.

22 When your vehicle came to
23 stop, how much distance separated the
24 front of the vehicle that you were in,
25 from the back of Mr. Taylor's vehicle?

SHEET 62 PAGE 62

1 Alonge

2 A Not very much. Within a
3 car length. Probably a little less.

4 Q Can we agree that a car
5 length is approximately ten feet?

6 A Approximately.

7 Q Would the distance between
8 the front of your vehicle and the back
9 of Mr. Taylor's vehicle be less than
10 ten feet?

11 A It could have been. Within
12 a car length. It could have been half
13 a car, three quarters of a car,
14 somewhere in there.

15 Q Could it have been five
16 feet away?

17 A At what point, because he
18 moved?

19 Q When you came to a stop.

20 A Approximately. Somewhere
21 in there.

22 Q When your vehicle came to a
23 stop, can you approximate for me the
24 distance between the front of Mr.
25 Taylor's vehicle and Keith Rogich's

SHEET 63 PAGE 63

1 Alonge

2 vehicle?

3 A Probably about the same
4 distance as us.

5 Q Approximately five feet?

6 A Yes. Within a car length
7 or so.

8 Q At that point in time, were
9 there any other vehicles at the scene?

10 A Yes. The two sergeants'
11 Crown Vics, that was Sergeant McCarthy,
12 and Sergeant Carlstrom, who I didn't
13 know he was there until -- this was the
14 point that I knew he was there. They
15 arrived at the scene, from somewhere
16 from the left. I am assuming Rose.

17 Q Both the McCarthy vehicle
18 and the Carlstrom vehicle both came to
19 the scene from the left?

20 A Yes. They stopped on our
21 driver's side. That would be from my
22 left.

23 Q In terms of when your
24 vehicle came to a stop behind Mr.
25 Taylor's vehicle, when did the McCarthy

SHEET 64 PAGE 64

1 Alonge

2 vehicle arrive?

3 A I don't know. Everything
4 was pretty much at the same time. It
5 was within the same time span of us
6 stopping and getting out of my car. It
7 certainly wasn't a minute later or a
8 minute before.

9 Q Where did the McCarthy
10 vehicle come to a stop in relation to
11 the vehicle that Antoine Taylor was in?

12 A On his driver's side.

13 Q On Antoine Taylor's
14 driver's side?

15 A That is correct.

16 Q Where in relation to the
17 driver's side door or the driver's side
18 of the vehicle, did the McCarthy
19 vehicle stop; by that I mean, at the
20 front --

21 A Between him and Sergeant
22 Carlstrom, they both came out from the
23 same side. I don't know who was at
24 either side of who, so I can't say who
25 was in the front of Taylor's car, and

SHEET 65 PAGE 65

1 Alonge

2 who was at the rear of Taylor's car. I
3 can't say.

4 Q Was one of the vehicles at
5 the front of Taylor's vehicle?

6 A Not at the front, but on
7 his driver's side, one would be towards
8 the front, and the other one would be
9 towards the rear. They were both on
10 the driver's side.

11 Q Was that as to block Mr.
12 Taylor's movement?

13 A I believe so.

14 Q When you saw Keith Rogich
15 get out of his vehicle, were the lights
16 on his vehicle?

17 A By that time, they were,
18 absolutely.

19 Q And when for the first time
20 did the lights on your vehicle go on?

21 A I didn't turn them on.
22 Officer Lanzillota did. I believe it
23 was within the last four or five car
24 lengths before we stopped, somewhere in
25 that vicinity, as we got closer to him.

SHEET 66 PAGE 66

1 Alonge

2 Q The lights on your vehicle
3 went on, prior to the time that your
4 vehicle came to a stop?

5 A That is correct.

6 Q Do you know if there were
7 any pedestrians in the area?

8 A I didn't see any.

9 Q Do you know if there were
10 any witnesses to this event?

11 A Other than police?

12 Q Right.

13 A That, I don't know. I
14 didn't see any.

15 Q When you were behind
16 Antoine Taylor's car, how far away was
17 the house where the people were coming
18 and going?

19 A The neighbor's house?

20 Q Yes.

21 A From where that side street
22 was to Rose?

23 You have better luck
24 looking at a Hagstrom.

25 It was at least a couple of

SHEET 67 PAGE 67

1 Alonge

2 blocks. We past the one side street on
3 the right where my other officers
4 were -- at least two long blocks.

5 Q When you observed Officer
6 Rogich out of his vehicle, was his gun
7 drawn?

8 A When he first got out?

9 Q Yes.

10 A I don't recall.

11 Q When, for the first time,
12 did you observe Mr. Rogich with his
13 revolver out?

14 MR. LASERNA: Note my
15 objection.

16 MR. NONNENMACHER: I am
17 sorry.

18 Q His gun.

19 A He was out of his vehicle.
20 He was towards the front of the
21 subject's vehicle, and I was out -- I
22 was completely out of my vehicle now,
23 coming up to the rear of the subject's
24 vehicle.

25 Q When you got out of your

SHEET 68 PAGE 68

1 Alonge

2 vehicle, did you have your gun drawn?

3 A After I got out, I drew my
4 gun.

5 Q Where was your gun aimed?

6 A My gun was depressed. It
7 wasn't aimed.

8 Q Can you describe what you
9 mean by "depressed"?

10 A Down (indicating).

11 Q Indicating both hands on
12 the gun, aiming down at the ground?

13 A I don't know if both hands
14 were on the gun at the time, but the
15 muzzle of the gun was pointed down at
16 the ground.

17 Q From the time that you got
18 out of your vehicle up until the time
19 that Mr. Taylor was shot, did you ever
20 aim your gun at Mr. Taylor?

21 A I don't recall, but I don't
22 believe that I did, because I saw
23 Officer Rogich on the other side of
24 him.

25 Q Did Officer Rogich

SHEET 69 PAGE 69

1 Alonge.

2 eventually discharge his gun?

3 A Yes.

4 Q Where were you when Officer
5 Rogich discharged his gun?

6 A I was behind the subject's
7 vehicle, behind it, on the passenger
8 side.

9 Q How long were you out of
10 your vehicle before you either heard or
11 saw Officer Rogich discharge his gun?

12 A The amount of time needed
13 to -- when I got out of my vehicle, to
14 move from my passenger door up to the
15 subject's rear bumper, so a few seconds
16 or whatever it may have been. I didn't
17 run up, but I moved up.

18 Q When you got out of your
19 car and you were approaching the rear
20 bumper of the subject's car, from the
21 time that you got out until the time
22 that you reached that point, where were
23 you looking?

24 A I was looking forward.

25 Q Were you able to see Mr.

SHEET 70 PAGE 70

1

Alonge

2

Taylor, at that point in time, inside

3

of his vehicle?

4

A I saw the operator of the

5

vehicle, yes.

6

Q Were you able to see Keith

7

Rogich at the same time?

8

A Yes.

9

Q As you left your vehicle,

10

and you walked, or whatever it is, how

11

you traveled to the rear of the

12

subject's vehicle, you could see the

13

subject that was operating the vehicle,

14

as well as Keith Rogich?

15

A I don't understand what you

16

mean by "see" them.

17

I saw the whole scene in

18

front of me. I saw what was going on

19

with the subject operating the vehicle,

20

and I saw Officer Rogich at the front

21

of that vehicle.

22

Q Before you got out of your

23

vehicle, did Mr. Taylor operate his

24

vehicle in any way?

25

A Did he drive it?

SHEET 71 PAGE 71

1 Alonge

2 Q Yes. Did it move?

3 A Yes. He drove from the
4 driveway up to the location of the
5 incident.

6 Q Right before you get out of
7 the vehicle --

8 A Okay.

9 Q -- your door is open, you
10 are about to get out of the vehicle, or
11 your car is still moving, what do you
12 observe about Mr. Taylor's vehicle?

13 A It lurched forward. It was
14 moving forward towards Officer Rogich's
15 vehicle and Officer Rogich.

16 Q Did that vehicle ever
17 operate in reverse?

18 A I don't recall. As I was
19 getting out of my vehicle -- as I was
20 getting out, I wasn't looking exactly
21 at his car. I was trying to get out of
22 the car and make my way around my car
23 door.

24 Q When was the last time that
25 you observed the vehicle Antoine Taylor

SHEET 72 PAGE 72

1 Alonge
2 was in before you got out of your
3 vehicle?
4 A I don't understand --
5 Q I asked you two questions.
6 MR. NONNENMACHER: Off the
7 record.
8 (A discussion was held off
9 the record.)
10 Q When you got out of your
11 vehicle, were you able to see Mr.
12 Taylor's vehicle?
13 A Yes.
14 Q What was it doing at that
15 point in time; was it stopped or
16 moving?
17 A It was moving forward.
18 Q Before you got out of your
19 vehicle, did you see what Mr. Taylor's
20 vehicle was doing; was it stopped or
21 moving?
22 A Well, initially, it was
23 stopped when it came up to that
24 intersection and it couldn't go
25 anymore, because of where Officer

SHEET 73 PAGE 73

1 Alonge

2 Rogich's vehicle was, and when I got
3 out, I saw it started going forward.

4 Q From the time that you
5 traveled in an easterly direction
6 behind Antoine Taylor's vehicle, did
7 you ever see it go in reverse?

8 A I don't recall. It surely
9 wasn't going reverse when we were going
10 from the house all the way down to the
11 scene of the incident.

12 Q At any time while you
13 traveled on West Graham Avenue, prior
14 to getting out of your vehicle, did you
15 see Mr. Taylor's vehicle go in reverse?

16 A I don't recall if he did
17 when I was getting out of the vehicle.

18 Q From the time that you got
19 out of the vehicle up until the time
20 that Keith Rogich discharged his gun,
21 were you able to see where Mr. Taylor's
22 hands were?

23 A No.

24 Q As you were approaching his
25 vehicle, were you looking to see where

SHEET 74 PAGE 74

1 Alonge

2 his hands were?

3 A I was trying to see
4 everything I could inside of the car.

5 Q As you were trying to see
6 everything that you could inside of the
7 car, were you able to observe where his
8 hands were?

9 A No.

10 Q Did you observe what
11 Antoine Taylor's vehicle was doing
12 before you saw it move forward?

13 A I don't understand.

14 Q You testified, at some
15 point in time, you saw Mr. Taylor's
16 vehicle moving forward?

17 A Correct.

18 Q What was it doing before it
19 moved forward; was it stopped, was it
20 going in reverse, was it always going
21 forward?

22 A I don't recall if it was
23 going in reverse when I was getting out
24 of my car, but when I got out and
25 started approaching, it started moving

SHEET 75 PAGE 75

1 Alonge
2 forward. It was moving forward. Let's
3 say that.

4 Q Now, you indicated with
5 your hand, in a right direction towards
6 the right?

7 A Yes. To the right.

8 Q As you observed Mr.
9 Taylor's vehicle moving forward, it was
10 veering towards the right?

11 A Initially, it was going
12 straight ahead, towards the vicinity of
13 where Officer Rogich's car was, but it
14 ended up veering to the right.

15 Q What made it veer to the
16 right?

17 A You have to ask Mr. Taylor.

18 Q Did it veer to the right
19 before Officer Rogich discharged his
20 gun?

21 A Officer Rogich was moving
22 from my left to the right -- actually,
23 he was moving from his door to the
24 front of the car -- it was moving
25 forward, I believe -- towards Officer

SHEET 76 PAGE 76

1 Alonge

2 Rogich, when he fired that first round,
3 when the first round went off.

4 Q How far did you observe the
5 vehicle that Mr. Taylor was in move
6 forward?

7 A He probably stopped. Like
8 I said before, probably less than a car
9 length from where Officer Rogich's
10 vehicle was. He probably knocked that
11 distance down to maybe half that.

12 Q Did you observe the vehicle
13 Mr. Taylor was in, travel forward,
14 approximately two feet, two and-a-half
15 feet?

16 MR. LASERNA: Objection.

17 A I don't know the exact
18 footage.

19 Q Can you approximate for me?

20 A I don't know the exact
21 footage of it.

22 Q Would it be a lot less than
23 a car length?

24 A It would be less than a car
25 length.

SHEET 77 PAGE 77

1 Alonge

2 Q Could you give me any
3 approximation of how far that you
4 observed this vehicle going forward?

5 A Less than a car length.

6 Q When you saw this vehicle
7 traveling less than a car length, would
8 you be able to tell me how fast it was
9 going?

10 A It was, like, a lurch, from
11 almost a dead stop to where you put
12 your foot on the gas and lurch forward.

13 Q When you say it went from
14 "a dead stop," did you observe the
15 vehicle at a dead stop?

16 A I didn't say dead stop.
17 Whatever it was doing at that time, I
18 saw it lurching forward. I don't know
19 if it was at a dead stop.

20 Q How far forward did it
21 lurch?

22 A I don't know. Less than a
23 car length.

24 Q Do you know how fast a 1999
25 Mitsubishi Galant could go from stop to

SHEET 78 PAGE 78

1 Alonge
2 forward in less than a car length?
3 MR. LASERNA: Objection.
4 Q Do you know?
5 A I have no idea.
6 Q Sir, had you ever issued a
7 traffic violation -- had you ever
8 issued someone a traffic violation?
9 A For anything?
10 Q Yes.
11 A Yes.
12 Q Had you ever issued a
13 traffic violation for speeding?
14 A Never radar, but speed
15 imprudent.
16 Q What does speed imprudent
17 mean?
18 A Say, a local road, the
19 speed limit was 20, 25, and it is
20 raining, and it is icy, and people are
21 doing 30, 35. I don't have a radar
22 gun, but we know it is imprudent to
23 travel that fast.
24 Q Did you give any training
25 to estimate the speed of a vehicle in

SHEET 79 PAGE 79

1

Alonge

2

order to give someone a speeding

3

ticket?

4

A In the Police Academy.

5

Q Subsequent to the Police

6

Academy, did you get any other

7

training?

8

A No.

9

Q Based on your training in

10

the Police Academy, can you tell us,

11

how fast that Galant could have been

12

going in less than a car length?

13

MR. LASERNA: Objection.

14

A No.

15

Q When you observed this

16

vehicle going forward, what was the

17

distance that separated the front of

18

Mr. Taylor's vehicle and Officer

19

Rogich?

20

A At the initial --

21

Q When it began.

22

A It would have been half the

23

distance between his car and both of

24

their cars. Let's say that. Somewhere

25

in the middle.

SHEET 80 PAGE 80

1 Alonge

2 Q Would you be able to
3 approximate what the distance is?

4 A I don't want to give a
5 finite number. I don't know. Like,
6 half the distance between Officer
7 Rogich's car and Taylor's car.

8 Q When you observed Officer
9 Rogich at that point in time, did he
10 have his gun drawn?

11 A At which time?

12 Q Okay. I am sorry.

13 Do you recall what Antoine
14 Taylor's vehicle was doing, when you
15 first observed Officer Rogich point his
16 gun at Mr. Taylor?

17 A It was moving forward.

18 Q That was the first time
19 that you saw him point his gun?

20 A That is correct.

21 Q Okay.

22 Where was Officer Rogich in
23 relationship to the front of Mr.
24 Taylor's vehicle; by that I mean, was
25 it in the middle, if it was towards the

SHEET 81 PAGE 81

1 Alonge

2 passenger side, it was towards the

3 operator's side, something else?

4 A I would say he was probably

5 in front of -- I guess where the

6 headlights would be on the car, maybe a

7 little more to the inside, in the

8 front.

9 Q When you say on the inside

10 front --

11 A In between the headlights,

12 that inside, so the driver's side

13 headlight. Somewhere in front there

14 (indicating).

15 Q When you observed Officer

16 Rogich standing in that position in

17 front of Mr. Taylor's vehicle, what was

18 to the right of Officer Rogich?

19 A Which right, his right or

20 my right, because we were opposite of

21 each other?

22 Q Officer Rogich's right?

23 A I don't know what you mean.

24 I know where you are talking about.

25 Q Was anything to his right?

SHEET 82 PAGE 82

1 Alonge

2 A That is where those
3 Sergeant's vehicles stopped. I don't
4 know where they were, they were on that
5 side.

6 Q When you saw Officer Rogich
7 with his gun aimed at Mr. Taylor, was
8 he standing or was he moving?

9 A I believe he was coming a
10 little bit forward at that point.

11 Q Did you ever see Officer
12 Rogich go to his left?

13 A Yes.

14 Q At what point in time?

15 A He moved from his right to
16 his left, he came out, and approached
17 the vehicle where I told you, and then
18 he moved to his left as the vehicle
19 lurched towards him, and he kept on
20 going towards his left.

21 Q That would be towards the
22 sidewalk?

23 A That is correct.

24 Q Antoine Taylor's vehicle
25 never struck Officer Rogich; am I

SHEET 83 PAGE 83

1 Alonge

2 correct?

3 A Not that I believe.

4 Q He was able to get away?

5 A Who?

6 Q Officer Rogich was able to
7 get out of the way of the vehicle?

8 A He ended up falling over on
9 the curb, yes.

10 Q He was able to avoid
11 getting struck by the vehicle?

12 A He did not get struck by
13 the vehicle.

14 Q Are you familiar with the
15 term "retreat"?

16 A As?

17 Q As used in law enforcement.

18 A Military, I understand.

19 Q Were you in the military?

20 A No.

21 Q When you receive training
22 with respect to the use of deadly
23 force, do you recall any lessons
24 regarding the issue of being able to
25 retreat?

SHEET 84 PAGE 84

1 Alonge

2 A For police officers?

3 Q Yes.

4 A Lessons, no.

5 Q Do you remember, or recall,

6 anything in any literature that was

7 given to you by the Police Department

8 where the term "retreat" was used?

9 A No.

10 Q Is retreat synonymous with

11 getting out of the way?

12 A No.

13 Q With respect to restraining

14 someone, is the use of a firearm the

15 last resort?

16 MR. LASERNA: Objection.

17 A In terms of the use of

18 force?

19 Q Yes.

20 A Using deadly physical force

21 would probably be the last, yes.

22 Q When Officer Rogich pointed

23 his gun at Antoine Taylor, was he using

24 deadly physical force?

25 MR. LASERNA: Objection.

SHEET 85 PAGE 85

1

Alonge

2

A When he pointed his gun?

3

Q Yes.

4

A No.

5

Q When he fired his gun at

6

Mr. Taylor, was he using deadly

7

physical force?

8

A Yes.

9

Q Was Keith Rogich able to

10

retreat before firing his gun?

11

MR. LASERNA: Objection.

12

A I have no idea. I wasn't

13

in his -- I wasn't where he was

14

standing. I was behind the car.

15

Q Was Officer Rogich able to

16

get to the sidewalk before he fired his

17

gun?

18

MR. LASERNA: Objection.

19

A I have no idea.

20

Q Eventually, you saw him on

21

the sidewalk?

22

A After he fired three

23

rounds, yes, he fell over the curb.

24

Q What was the distance that

25

separated the front of Antoine Taylor's

SHEET 86 PAGE 86

1 Alonge

2 vehicle and Officer Rogich when he
3 fired his gun for the first time?

4 A I said it before. I don't
5 know exactly what it was. It was
6 within probably half the distance
7 between both of their vehicles,
8 whatever that distance may have been.

9 Q Did you observe Officer
10 Rogich fire his gun?

11 A In terms of what? I don't
12 understand -- pull the trigger?

13 Q Yes.

14 What led you to the
15 conclusion that Officer Rogich fired
16 his gun; you heard it, you observed it,
17 something else?

18 A I didn't see him shoot the
19 first time. I saw the rear window on
20 the subject's vehicle started to -- I
21 don't know the word to use.

22 Q Implode?

23 A No. The window didn't
24 break until afterwards, but it did -- I
25 am trying to think of the right word

SHEET 87 PAGE 87

1 Alonge

2 here. There was an impact on the
3 glass, and without breaking apart, it
4 did shatter, where you can see
5 something had impacted that glass.
6 That was the first time that I realized
7 a shot went out.

8 Q When you realized for the
9 first time that a shot went out, did
10 you know where that shot came from?

11 A I didn't see Officer Rogich
12 pull the trigger on the first shot, no.

13 Q You were not looking at
14 Officer Rogich when he pulled the
15 trigger; is that correct?

16 A That is correct.

17 Q When Officer Rogich fired
18 his first shot, you were not in a
19 position to tell us what distance
20 separated the front of Mr. Taylor's
21 vehicle and Officer Rogich?

22 A No. I could see the whole
23 scene. I could see what was in front
24 of me. I could see where his body was.
25 I wasn't looking at his hand to see if

SHEET 88 PAGE 88

1 Alonge

2 he pulled the trigger.

3 Q Where were you looking when
4 Officer Rogich pulled the trigger?

5 A The first time?

6 Q Yes.

7 A I was trying to look
8 through the back window of the
9 subject's vehicle.

10 MR. NONNENMACHER: Off the
11 record.

12 (A discussion was held off
13 the record.)

14 Q When Officer Rogich pulled
15 the trigger for the first time, were
16 you behind Mr. Taylor's vehicle?

17 A Yes, I was.

18 Q Where behind his vehicle
19 were you; directly in the middle of his
20 vehicle, to the right, to the left, or
21 something else?

22 A I was on the passenger side
23 behind, probably behind where the rear
24 passenger would be sitting, behind the
25 trunk.

SHEET 89 PAGE 89

1 Alonge

2 Q Why were you behind the
3 trunk?

4 A I don't understand.

5 Q How did you wind up behind
6 the trunk?

7 MR. NONNENMACHER: I will
8 withdraw it.

9 Q How much time elapsed from
10 the time that Officer Rogich fired the
11 first round until the time that he
12 fired the second round?

13 A Enough time for him to
14 probably move from where he was, over
15 to his left. The car started -- he
16 started going that way, the car started
17 going that way (indicating).

18 I don't know, a second,
19 two. That was about it -- one thousand
20 one, one thousand two. That is about
21 it.

22 Q How much time elapsed from
23 the time that he fired the second shot
24 until the time he fired the third shot?

25 A I am assuming the same

SHEET 90 PAGE 90

1

Alonge

2

time. He kept moving to his left, to

3

my right.

4

Q As Officer Rogich was going

5

from his right to his left, what was he

6

doing?

7

A In terms of walking?

8

Q Yes.

9

A He was moving to his left.

10

Q Was he walking, was he

11

running?

12

A He wasn't running. He

13

was -- I would say he was moving

14

quickly.

15

Q Do you know why he was

16

moving quickly?

17

A Because the vehicle was

18

headed right for him.

19

Q As a result of moving

20

quickly, he was able to avoid getting

21

struck by the vehicle?

22

MR. LASERNA: Objection.

23

MR. NONNENMACHER: I will

24

withdraw it.

25

Q Do you know if a bullet

SHEET 91 PAGE 91

1

Alonge

2

from Officer Rogich's gun came into

3

contact with Antoine Taylor?

4

A I didn't do any ballistics.

5

I ended up where he subsequently was

6

taken into custody in the rear yard,

7

and I observed he had a gun shot wound

8

to his abdomen. I am assuming that was

9

Officer Rogich's bullet.

10

Q Had you ever appeared

11

anywhere and gave testimony regarding

12

the incident that occurred regarding

13

Antoine Taylor?

14

A I don't believe that I had.

15

Q Did you ever appear before

16

the Grand Jury?

17

A I want to say no. I don't

18

think that I had. This is the first

19

involvement that I had with the case

20

since that night. I don't believe that

21

I did. Don't hold me to that. I don't

22

believe that I did.

23

Q Were you interviewed by

24

anyone after this incident?

25

A Yes. I guess it would have

SHEET 92 PAGE 92

1

Alonge

2

been -- I don't know how they are

3

labeled. The County's Police

4

Department's Shooting Investigation

5

Team.

6

Q When did that occur?

7

A That night. That same

8

night.

9

Q Do you recall who you were

10

interviewed by?

11

A Who ran it? No, but there

12

was a group of people there. It was up

13

in homicide.

14

Q Do you know if any of the

15

questions that were asked of you, and

16

the answers that you gave, were

17

recorded in any way, or transcribed?

18

A That, I don't know.

19

Q Did you ever prepare any

20

type of written document regarding this

21

incident?

22

A No.

23

Q Were you required to

24

prepare any reports?

25

A No. I had nothing to do

SHEET 93 PAGE 93

1 Alonge

2 with the arrest.

3 Q Following this incident,
4 had you ever sat down and discussed the
5 incident with Police Officer Rogich?

6 A No. I sat down with the
7 DA, I believe. They debriefed me.

8 Q Who was the DA, do you
9 recall?

10 A I believe it may have
11 been -- I am pretty sure -- I don't
12 want to say 100 percent. I believe it
13 was Ana Acafrieda. I believe it was
14 her.

15 Q Do you recall how many
16 times that you met with her?

17 A I believe it was just once.

18 MR. LASERNA: Off the
19 record.

20 (A discussion was held off
21 the record.)

22 MR. NONNENMACHER: At this
23 point in time, I don't have
24 anything further thank you.

25 MR. LASERNA: I have a few

SHEET 94 PAGE 94

1 Alonge

2 questions for you.

3 DIRECT EXAMINATION

4 BY MR. LASERNA:

5 Q You said earlier that
6 sometimes you respond to -- that you
7 report to the Fifth Precinct?

8 A That is correct.

9 Q What is the reason for
10 that?

11 A BSO has offices, little
12 satellite offices, let's call it, in
13 the Second Precinct, the Seventh
14 Precinct, and the Fifth Precinct, so
15 instead of everyone responding to the
16 main office in Bellmore, we are
17 actually out in the field, spread out
18 around the County, so if something does
19 happen at the beginning of the tour, we
20 already have officers all over the
21 County.

22 Q So, you occasionally report
23 to those other precincts, as well,
24 then?

25 A No. We are in a

SHEET 95 PAGE 95

1 Alonge

2 transition, because of the downsizing,
3 but my sector, historically covered the
4 Fourth and Fifth Precincts, which was
5 out west. Other teams would cover the
6 east, the Seventh Precinct, and the
7 others would cover the north, the
8 Second in Syosset. You would be
9 assigned to one of those precincts to
10 begin the day in, if you didn't go to
11 the office.

12 Q Earlier, Mr. Nonnenmacher
13 asked you what you were wearing on
14 September 26, 2009. You said you
15 didn't recall. Do you recall if you
16 had your badge displayed at any point?

17 A Yes. I had my badge on a
18 chain on my neck.

19 Q Do you recall what Officer
20 Rogich was wearing that day?

21 A Not specifically.

22 Q Were you able to see if he
23 had his badge displayed?

24 A He had his badge out on his
25 neck.

SHEET 96 PAGE 96

1

Alonge

2

Q You were able to see it?

3

A Yes.

4

Q Earlier, you discussed with

5

Mr. Nonnenmacher the emergency lights

6

on the cars that you were driving --

7

not that you were driving, but that you

8

were in.

9

Were all of the police

10

vehicles -- were they all equipped with

11

emergency vehicles to your lights?

12

A You mean emergency lights?

13

Q Yes. I apologize.

14

A We all have lights and

15

sirens in our vehicles.

16

Q You told Mr. Nonnenmacher,

17

you were approximately four or five car

18

lengths behind Mr. Taylor when the

19

lights were turned on in your car?

20

A Somewhere in that vicinity,

21

that is correct.

22

Q Do you recall if --

23

They were on before you

24

pulled up behind him and stopped, the

25

emergency lights?

SHEET 97 PAGE 97

1 Alonge

2 A That is correct.

3 Q Do you recall if the Jeep
4 that Officer Rogich was in had its
5 emergency lights on?

6 A Yes. He had his lights on..
7 As we got closer to that intersection,
8 his lights were on. They weren't on
9 the entire time, but they were on
10 before both of us got to that
11 intersection.

12 Q Were they on before Officer
13 Rogich exited the Jeep?

14 A Yes. They were on before
15 that.

16 Q Sergeant McCarthy was
17 driving a Crown Victoria; is that
18 correct?

19 A Yes.

20 Q And Sergeant Carlstrom, he
21 was driving a Crown Victoria?

22 A Yes.

23 Q Were both of those cars
24 equipped with emergency lights?

25 A Yes.

SHEET 98 PAGE 98

1 Alonge

2 Q Did either of those, or
3 both of those cars, have their
4 emergency lights on?

5 A I don't recall. I wasn't
6 watching what they were doing. I was
7 just watching the subject's vehicle,
8 what was going on in front of me.

9 MR. LASERNA: Off the
10 record.

11 Q I want to go back a little
12 bit. I am sorry.

13 You said that Antoine
14 Taylor was wanted for a homicide, and
15 that is why he was being arrested?

16 A Yes.

17 Q Do you recall any other
18 information that you were given about
19 Mr. Taylor?

20 A The vehicle he was probably
21 operating, this location, I am not sure
22 his involvement with the location,
23 other than they assumed he would
24 possibly be at that location, that is
25 all I recall at this time.

SHEET 99 PAGE 99

1 Alonge

2 Q And then you said earlier,
3 that Officer Rogich exited his vehicle
4 before you did; is that correct?

5 A That is correct.

6 Q Do you recall what he did,
7 if anything, before he discharged his
8 weapon?

9 A In terms of -- I saw him
10 yelling, yelling something at the
11 vehicle -- I am assuming it was the
12 driver, prior to the shots going off.

13 Q Do you recall what he said,
14 or the gist of it?

15 A No. I was getting out of
16 my vehicle. I couldn't hear what was
17 being yelled.

18 MR. LASERNA: I think that
19 is all the questions that I have.

20 MR. NONNENMACHER: I have a
21 few more questions.

22 DIRECT EXAMINATION

23 BY MR. NONNENMACHER:

24 Q When Officer Rogich
25 discharged his gun, aside from you,

SHEET 100 PAGE 100

1 Alonge

2 were there any other police officers,
3 sergeants or other people employed by
4 the Nassau County Police Department out
5 of their vehicles?

6 A Officer Lanzillota, who was
7 driving the vehicle that I was in.

8 Q He came out of his vehicle?

9 A Absolutely.

10 Q When did he come out of his
11 vehicle?

12 A Probably after me. As we
13 are slowing down --

14 MR. NONNENMACHER: I am
15 sorry. I didn't mean to -- when
16 someone talks, I do it out of a
17 habit. It wasn't to be
18 obnoxious. I have this habit, so
19 I am sorry. I didn't want you to
20 think that I was being rude to
21 you.

22 THE WITNESS: Not at all.

23 A It was sometime after me,
24 because he had to put the car in park
25 and get out. When the first shot was

SHEET 101 PAGE 101

1 Alonge
2 fired, he was at the rear of the
3 vehicle with me, to my left over
4 towards the driver's side.

5 Q Thank you very much.

6 MR. NONNENMACHER: I don't
7 have anything further.

8 MR. LASERNA: No further
9 questions.

10 (Time noted: 11:30 A.M.)

11 * * *

12

13

14

15

16

17

18

19

20

21

22

23

24

25

SHEET 102 PAGE 102

1 Alonge

2

3 STATE OF NEW YORK)

4) SS:

5 COUNTY OF)

6

7 I have read the foregoing record of
8 my testimony taken at the time and place
9 noted in the heading hereof and I do
10 hereby acknowledge it to be a true and
11 correct transcript of same.

12

13

EDWARD ALONGE

14

15 Subscribed and sworn to

16 before me this day

17 of , 2012.

18

19

NOTARY PUBLIC

20

21

* * *

22

I N D E X

23

WITNESS	EXAMINATION BY	PAGE
---------	----------------	------

24

Edward Alonge	Mr. Nonnenmacher	4, 99
---------------	------------------	-------

25

Mr. Laserna	94
-------------	----

SHEET 103 PAGE 103

1

Alonge

2

C E R T I F I C A T E

3

STATE OF NEW YORK)

4

) SS:

COUNTY OF NASSAU)

5

6

I, EILEEN WAIN, a Shorthand

7

Reporter and Notary Public of the State

8

of New York, do hereby certify:

9

That EDWARD ALONGE, the witness

10

whose deposition is hereinbefore set

11

forth, was duly sworn by me, and that

12

such deposition is a true record of the

13

testimony given by such witness.

14

I further certify that I am not

15

related to any of the parties to this

16

action by blood or marriage, and that I

17

am in no way interested in the outcome of

18

this matter.

19

IN WITNESS WHEREOF, I have hereunto

20

set my hand this 1st day of January

21

2012.

22

23


EILEEN WAIN

24

25

SHEET 104 PAGE 104

Alonge

CORRECTION SHEET

3 CHANGE FROM: CHANGE TO:

1	
2	
3	CHANGE FROM: CHANGE TO:
4	
5	
6	
7	
8	
9	
10	
11	
12	
13	
14	
15	
16	
17	
18	
19	
20	
21	
22	
23	
24	
25	

H & B REPORTING CO., INC
718-948-5835

#		
#10x44051 (1)2:12		
1		
1 (1)13:20	agreed (3)3:3,10,14	16 89:25 91:8 99:11
1:30 (2)13:19,25	ahead (2)51:2 75:12	assumption (1)30:13
100 (2)45:15 93:12	aim (1)68:20	attempting (1)48:5
11:30 (1)101:10	aimed (3)68:5,7 82:7	attorneys (1)2:9
11501 (2)2:10 4:16	aiming (1)68:12	auerichio (2)34:11 52:19
1490 (2)4:15 9:25	air (4)15:14 17:8 36:10 44:6	auto (5)44:24,25 45:2,7,9
152 (1)21:5	airway (2)16:21 18:9	automobile (2)15:12,21
1985 (1)5:21	airways (1)16:17	available (1)52:25
1999 (2)45:14 77:24	alert (1)51:3	avenue (2)2:4 4:15 9:25 20:2 21:5 22:12 46:
2	alleged (1)39:6	18,22 50:18 51:6 54:9 55:10 56:23 57:3,12
20 (1)78:19	almost (2)21:13 77:11	58:4,9,11,17 59:5 73:13
2009 (7)4:25 13:4,13,25 14:16 15:25 95:14	alonge (106)2:1 3:1 4:1,12,18 5:1 6:1 7:1 8:1	avoid (2)83:10 90:20
2012 (1)103:21	9:1 10:1 11:1 12:1 13:1 14:1 15:1 16:1 17:1	aware (1)11:6
25 (1)78:19	18:1 19:1 20:1 21:1 22:1 23:1 24:1 25:1 26:	away (8)28:16 29:14,20 30:18 31:10 62:16
26 (4)13:4,13,24 95:14	1 27:1 28:1 29:1 30:1 31:1 32:1 33:1 34:1	66:16 83:4
3	35:1 36:1 37:1 38:1 39:1 40:1 41:1 42:1 43:	B
3:30 (4)13:19,21,25 22:16	1 44:1 45:1 46:1 47:1 48:1 49:1 50:1 51:1	back (16)4:25 14:15 15:24 18:4 22:9 37:11
30 (1)78:21	52:1 53:1 54:1 55:1 56:1 57:1 58:1 59:1 60:	38:18 43:3 45:4 51:3 54:3 56:8 61:25 62:8
35 (1)78:21	1 61:1 62:1 63:1 64:1 65:1 66:1 67:1 68:1	88:8 98:11
350 (1)2:4	69:1 70:1 71:1 72:1 73:1 74:1 75:1 76:1 77:	backed (1)28:16
369 (1)5:17	1 78:1 79:1 80:1 81:1 82:1 83:1 84:1 85:1	backyard (7)32:19,20,22,24 34:7 42:11,14
4	86:1 87:1 88:1 89:1 90:1 91:1 92:1 93:1 94:	bader (2)2:3 4:20
4 (9)12:16,18,21	1 95:1 96:1 97:1 98:1 99:1 100:1 101:1 102:	badge (4)95:16,17,23,24
6	1 103:1,9 104:1	ballistics (1)91:4
6:30 (1)35:17	already (4)11:7 25:25 61:6 94:20	band (1)17:11
8	among (1)3:4	base (1)24:20
85 (1)38:16	amount (2)56:8 69:12	based (2)30:12 79:9
9	ana (1)93:13	basically (1)11:22
93 (2)6:17 10:22	and-a-half (1)76:14	basis (1)23:6
94 (1)102:25	another (4)15:13 23:16,21 34:9	becoming (1)6:18
A	answers (1)92:16	began (2)5:23 79:21
a-u-e-r-i-c-h-i-o (1)34:11	antenna (4)27:11,11,19,24	begin (1)95:10
a.m (4)13:19,20,25 101:10	antoine (24)4:22 11:21 13:3 14:25 20:22 38:	beginning (1)94:19
abandoned (2)26:5,15	20 43:5,13,24 48:12 61:16 64:11,13 66:16	behind (29)32:25 49:2,6,15,20 51:19 52:3,22,
abdomen (1)91:8	71:25 73:6 74:11 80:13 82:24 84:23 85:25	23 53:9,10,11 56:3 61:14 63:24 66:15 69:6,7
able (26)21:18,25 22:18 28:18 29:2 30:16 33:	91:3,13 98:13	73:6 85:14 88:16,18,23,23,24 89:2,5 96:18,
4 42:4 43:10 51:6 69:25 70:6 72:11 73:21	apart (1)87:3	24
74:7 77:8 80:2 83:4,6,10,24 85:9,15 90:20	apologize (1)96:13	believe (47)13:23 16:14 17:5,16 23:15 25:17,
95:22 96:2	appear (1)91:15	25 27:5,18,20 28:3,7 29:12 30:3,8 32:6,10
absent (1)27:13	appeared (1)91:10	34:5,10 37:25 38:3,5 39:20 43:2,14 44:21 46:
absolutely (2)65:18 100:9	approached (1)82:16	5 47:5 51:24 56:17 59:10 60:4 61:4 65:13,22
academy (5)6:25 7:3 79:4,6,10	approaching (9)69:19 73:24 74:25	68:22 75:25 82:9 83:3 91:14,20,22 93:7,10,
acafrieda (1)93:13	approximate (5)42:5 43:11 62:23 76:19 80:	12,13,17
acknowledge (1)102:10	3	believed (4)19:21 20:22 21:15 44:23
across (5)21:13 26:6 31:24 32:2 57:5	approximately (9)22:19 31:2 36:14 62:5,6,	bellmore (8)8:10 9:3,11 14:6,10 94:16
action (1)103:16	20 63:5 76:14 96:17	better (1)66:23
activity (2)11:23 29:9	approximation (1)77:3	between (8)36:11 62:7,24 64:21 79:23 80:6
actually (5)11:24 14:7 32:15 75:22 94:17	area (3)12:22 43:7 66:7	81:11 86:7
address (8)4:14 5:3 9:13 20:20,25 21:4	around (5)22:9,16 35:17 71:22 94:18	bit (7)10:23 32:2 37:12 49:10 50:13 82:10 98:
adjacent (1)33:6	arrest (10)13:3 14:25 15:6 43:5,13,24 48:8,	12
adults (5)34:20,20,22 42:2,8	24 49:12 93:2	black (8)16:14 27:5,8,20,25 28:10
advised (3)34:6,8,25	arrested (1)98:15	block (8)21:19 25:13 26:2 39:23 41:12 49:16,
afterwards (1)86:24	arrival (3)51:21 53:13,18	24 65:11
agency (1)6:22	arrive (1)64:2	blocked (2)54:15 58:12
agree (1)62:4	arrived (7)14:9 20:7 21:10 22:4 39:19 60:2	blocking (2)54:16 56:18
	63:15	blocks (3)29:15 67:2,4
	arriving (1)24:9	blood (1)103:16
	aside (2)43:17 99:25	body (1)87:24
	assigned (1)95:9	book (1)23:4
	assignment (1)6:4	books (1)23:8
	assist (1)6:11	both (14)41:5 58:18 59:4 63:17,18 64:22 65:
	assume (5)17:10 30:10 35:15 56:21 57:9	9 68:11,13 79:23 86:7 97:10,23 98:3
	assumed (1)98:23	boulevard (2)18:6 19:18
	assuming (9)17:12 24:24 36:17,23 58:14 63:	

H & B REPORTING CO., INC
718-948-5835

<p>break (1) 86:24 breaking (1) 87:3 brian (1) 26:16 bso (12) 6:6 8:12 9:6 10:7,18,19 14:18 18:19 23:8 25:8 34:9 94:11 building (7) 8:9 26:15 28:19 35:3 42:19,20, 21 bullet (2) 90:25 91:9 bumper (2) 69:15,20 bureau (4) 6:5,8,15 37:6 business (1) 4:14</p> <hr/> <p style="text-align: center;">C</p> <hr/> <p>call (2) 22:7 94:12 called (2) 4:3 7:15 came (21) 10:21,22 36:14 40:7 44:6 52:22 54: 21 56:14 61:15,22 62:19,22 63:18,24 64:22 66:4 72:23 82:16 87:10 91:2 100:8 cannot (1) 5:7 car (74) 9:16 21:21 23:18,21 24:13,16 26:4 28: 25 30:17 35:12,24 36:4,9 37:14 44:3,7,9,16 46:16 46:11 47:21 48:23,23 49:11,16 50:3 52:9 54:5 56:8 59:19,23 60:3,22 61:2 62:3,4, 12,13,13 63:6 64:6,25 65:2,23 66:16 69:19, 20 71:11,21,22,22 74:4,7,24 75:13,24 76:8, 23,24 77:5,7,23 78:2 79:12,23 80:7,7 81:6 85:14 89:15,16 96:17,19 100:24 carlstrom (5) 43:19 63:12,18 64:22 97:20 carney (4) 15:14 17:17,18 25:2 carrying (1) 39:8 cars (5) 52:18 58:18 79:24 96:6 97:23 98:3 case (3) 11:12 15:19 91:19 catalyst (2) 44:12,19 catch (5) 48:3,6,17 49:9 50:14 51:4 cereghino (7) 38:11,14,19,24 39:5,11,15 certain (1) 12:22 certainly (1) 64:7 certification (1) 3:6 certify (2) 103:8,14 chain (1) 95:18 chance (1) 36:19 change (2) 104:3,3 changed (3) 13:18 24:4 41:20 chart (1) 13:18 cherokee (2) 27:6,8,25 28:8,10 54:18,20 55: 6 children (5) 34:21,22,23 42:3,9 city (2) 11:25 12:2 class (2) 7:15,18 close (2) 54:4 56:6 closer (2) 65:25 97:7 clothes (1) 18:13 colors (1) 18:25 combined (1) 49:15 come (11) 15:14 37:15 48:25 49:20 53:4,23 54:25 57:17 61:9 64:10 100:10 comes (1) 37:4 coming (15) 13:14 24:21 33:8,12,19 34:3,19 36:10 42:5 45:24 60:13,15 66:17 67:23 82:9 communicated (4) 40:4,6,20 41:23 communication (2) 20:17 39:15 communications (5) 36:10 37:6 39:10 40: 25 41:2 compass (1) 29:25</p>	<p>completely (2) 57:2 67:22 conclusion (3) 25:5 33:24 86:15 condom (1) 52:18 condon (1) 34:10 conduct (1) 49:11 confines (1) 12:18 confused (1) 31:14 consist (2) 7:11 24:12 contact (1) 91:3 controls (2) 54:8 57:11 coordinate (1) 24:21 cop (1) 12:2 copies (1) 36:25 corner (4) 31:22 32:7 47:24 52:20 correct (31) 14:2,14 30:11,15 31:20 41:14,16, 25 46:9 47:11,12,18 49:25 55:2,3 60:13 64: 15 66:5 74:17 80:20 82:23 83:2 87:15,16 94: 8 96:21 97:2,18 99:4,5 102:11 correction (1) 104:2 couldn't (2) 72:24 99:16 counsel (1) 3:4 county (11) 2:8 5:11,19 6:19 7:2 12:22 13:18 94:18,21 100:4 102:5 county's (2) 6:9 92:3 countywide (1) 12:24 couple (3) 18:22 61:18 66:25 course (1) 19:5 court (1) 3:17 cover (2) 95:5,7 covered (1) 95:3 cross (2) 29:22 31:4 crowd (1) 33:9 crown (5) 16:15 27:20 63:11 97:17,21 curb (4) 58:24 59:19 83:9 85:23 custody (3) 39:2 40:2 91:6</p> <hr/> <p style="text-align: center;">D</p> <hr/> <p>da (2) 93:7,8 daily (1) 23:5 date (1) 19:2 day (9) 12:2 13:6 14:20 15:5 17:21 95:10,20 102:16 103:20 day-to-day (1) 6:12 dead (5) 77:11,14,15,16,19 deadly (4) 83:22 84:20,24 85:6 debriefed (1) 93:7 decent (1) 56:7 defendant (1) 44:23 defendants (1) 2:9 defines (1) 24:11 definitely (1) 34:23 department (7) 5:12,20,24 6:19 11:3 84:7 100:4 department's (1) 92:4 deposition (3) 3:7,14 11:8,11 103:10,12 depressed (2) 68:6,9 describe (6) 7:13 32:21 34:19 50:6 59:14 68: 8 description (2) 44:25 45:6 detail (2) 23:19,24 details (1) 6:13 detective (3) 38:10,13,19,24 39:4,5,8,10,15 detectives (1) 37:23 devised (2) 40:10,12</p>	<p>different (3) 9:6 18:23 23:22 difficult (1) 50:11 direct (4) 4:8 32:3 94:3 99:22 direction (13) 20:14 31:5,16 46:8,8 47:9,22 50:10 56:20 57:16 58:4 73:5 75:5 directions (1) 29:25 directly (2) 21:13 88:19 discharge (2) 69:2,11 discharged (5) 69:5 73:20 75:19 99:7,25 discuss (1) 11:20 discussed (2) 93:4 96:4 discussion (9) 9:21 34:15 45:19 72:8 88:12 93:20 displayed (2) 95:16,23 distance (14) 53:10 61:23 62:7,24 63:4 76:11 79:17,23 80:3,6 85:24 86:6,8 87:19 document (1) 92:20 doing (10) 24:17 72:14,20 74:11,18 77:17 78: 21 80:14 90:6 98:6 door (13) 29:13 32:8 41:20 43:2,3,3 60:25 61: 2 64:17 69:14 71:9,23 75:23 down (17) 21:19 29:22 32:3 47:2 49:19 52:21 54:22 58:22,23 68:10,12,15 73:10 76:11 93: 4,6 100:13 downsizing (1) 95:2 drawn (3) 67:7 68:2 80:10 dress (1) 18:23 drew (1) 68:3 drive (2) 25:23 70:25 driver (1) 99:12 driver's (9) 63:21 64:12,14,17,17 65:7,10 81: 12 101:4 driveway (13) 21:14,20 24:19 26:9 39:22,23, 24 41:13 45:5,22,24 46:11 71:4 driving (13) 15:3,20 16:9 26:18 27:17 47:17 52:24 54:22 96:6,7 97:17,21 100:7 drove (2) 47:23 71:3 duly (2) 4:4 103:11 during (4) 24:15 34:17 36:8 37:13 duty (2) 13:13,24 dwelling (2) 26:7,8 dynamic (1) 41:21</p> <hr/> <p style="text-align: center;">E</p> <hr/> <p>each (2) 16:6 81:21 earlier (4) 94:5 95:12 96:4 99:2 east (10) 19:19 30:4,12 32:9 46:16 47:7 48:2 57:20 58:13 95:6 easterly (5) 46:7 47:9,22 50:9 58:4 73:5 edward (2) 4:12 103:9 effect (1) 3:16 eileen (2) 4:5 103:6 either (4) 18:11 64:24 69:10 98:2 elapsed (2) 89:9,22 emergency (9) 27:14 49:21 96:5,11,12,25 97: 5,24 98:4 employed (5) 5:8,10,19 6:18,21 100:3 employment (1) 5:23 encompassed (1) 41:10 end (2) 39:23 45:4 ended (5) 59:12,15 75:14 83:8 91:5 enforcement (2) 6:21 83:17 enough (1) 89:13 enter (3) 42:13 58:2,9</p>
---	---	---

H & B REPORTING CO., INC
 718-948-5835

<p>entering [2] 55:13,25 entire [2] 14:18 97:9 entrances [2] 42:19,23 equipped [2] 96:10 97:24 esq [1] 2:11 estimate [2] 30:17 78:25 even [1] 61:2 evening [1] 22:16 event [1] 66:10 events [1] 19:6 eventually [2] 44:16 49:20 50:17 53:4,12 61:8 69:2 85:20 everyday [1] 8:16 everyone [2] 25:12 40:21 94:15 everything [2] 64:3 74:4,6 exact [2] 9:12 24:5 35:22 76:17,20 exactly [2] 15:17 16:16 53:25 57:25 71:20 86:5 examination [2] 4:8 94:3 99:22 examined [1] 4:6 except [1] 3:10 existed [1] 46:2 exit [4] 18:2 22:13 59:22 60:6 exited [2] 60:3 97:13 99:3 exiting [1] 61:5 eye [1] 21:19 eyeball [2] 28:15,22</p>	<p>24 85:7 foregoing [1] 102:7 forget [1] 44:24 form [1] 3:11 forth [1] 103:11 forward [2] 69:24 71:13,14 72:17 73:3 74:12,16,19,21 75:2,9,25 76:6,13 77:4,12,18,20 78:2 79:16 80:17 82:10 four [2] 29:20 30:22 31:3,9,11,15 65:23 96:17 fourth [2] 10:20,21 22:24 38:16,17 95:4 franklin [2] 4:15 9:25 frequency [2] 10:12 36:22 front [2] 21:14,19 26:9 33:21 42:8,25 55:19 56:15 61:24 62:8,24 64:20,25 65:5,6,8 67:20 70:18,20 75:24 79:17 80:23 81:5,8,10,13,17 85:25 87:20,23 98:8 function [1] 32:7 funeral [1] 11:25 further [1] 3:9,13 20:16 22:11 28:16 46:25 47:6 93:24 101:7,8 103:14</p>	<p>happening [1] 25:19 head [1] 49:10 headed [1] 90:18 heading [2] 18:4 58:13 102:9 headlight [1] 81:13 headlights [2] 81:6,11 headquarters [2] 8:23,25 9:24 15:10 16:5 17:13 37:5 hear [1] 99:16 heard [2] 15:13 69:10 86:16 hearing [1] 17:22 hedge [1] 23:16 held [2] 9:21 34:15 45:19 72:8 88:12 93:20 help [1] 21:6 hempstead [4] 15:16 16:23 18:4 19:19 hereby [4] 3:3,8 102:10 103:8 hereinbefore [1] 103:10 hereof [1] 102:9 hereto [1] 3:5 hereunto [1] 103:19 highway [1] 8:9 historically [1] 95:3 hold [1] 91:21 home [1] 5:2 homicide [2] 17:6 37:20,22,24 38:2,4 39:6 92:13 98:14 hospital [2] 15:7 19:20 hour [5] 24:7 33:14,14 35:6,23 hours [2] 7:21 33:15 35:6,11 36:18 house [4] 19:20 20:24 21:14,20,25 23:11 26:6,9 28:15 29:2,6,10,11,15,21 30:6,13,19,22,25 31:4,9,12 32:8,8,23,25 33:2,6,7 34:18 42:14 45:5,25 46:24 47:2 52:20 66:17,19 73:10 houses [2] 29:20 31:3,10,11,16,21 hundred [1] 20:4</p>
<p>F</p> <p>falling [1] 83:8 familiar [2] 29:24 83:14 far [1] 29:14 30:18 38:18 51:2 53:16 54:3 56:3 66:16 76:4 77:3,20 fashion [1] 17:9 fast [2] 50:15 77:8,24 78:23 79:11 federal [1] 3:2 feet [2] 30:17 53:25 62:5,10,16 63:5 76:14,15 fell [1] 85:23 felt [1] 41:9 few [2] 41:10 54:5 69:15 93:25 99:21 field [1] 94:17 fifth [2] 2:4 8:19 10:12 94:7,14 95:4 file [1] 2:12 filing [1] 3:5 finite [2] 43:9 80:5 fire [1] 86:10 firearm [1] 84:14 fired [2] 76:2 85:5,16,22 86:3,15 87:17 89:10,12,23,24 101:2 firing [1] 85:10 firm [1] 4:20 first [2] 4:4 13:21 25:15 35:12 38:15 39:3 50:9 52:8 55:22 56:5 59:21,25 60:22 65:19 67:8,11 76:2,3 80:15,18 86:3,19 87:6,9,12,18 88:5,15 89:11 91:18 100:25 fitting [1] 45:6 five [2] 13:20 22:8 43:15 62:15 63:5 65:23 96:17 fleet [1] 27:22 following [2] 49:8,19 52:14 53:6 93:3 follows [1] 4:7 foot [1] 77:12 footage [2] 76:18,21 force [1] 3:16 7:8,12,16,25 83:23 84:18,20,</p>	<p>G</p> <p>galant [2] 45:14 77:25 79:11 gas [2] 22:23 77:12 gathering [2] 33:5 34:7 gave [2] 91:11 92:16 general [2] 15:2 27:21 gentleman [1] 26:13 getting [1] 24:25 39:11,21 44:24 45:7 53:24 61:3 64:6 71:19,20 73:14,17 74:23 83:11 84:11 90:20 99:15 gist [1] 99:14 give [2] 20:5 22:6 24:5 77:2 78:24 79:2 80:4 given [2] 84:7 98:18 103:13 glass [2] 87:3,5 goal [2] 49:24 50:2 got [4] 14:11 18:2,5 19:14 20:15 22:20 23:9,13,17,21 25:19 26:4,14,19 27:25 28:10,14 31:14 33:16 38:6,7 42:10 45:10 51:23 59:18 60:10 61:7 65:25 67:8,25 68:3,17 69:13,18,21 70:22 72:2,10,18 73:2,18 74:24 97:7,10 graham [2] 20:2 21:5 29:22,25 30:9,11,22 46:3,18 47:6,24 48:3 50:13,18 51:6 53:17 54:9,24 55:10 56:18,23 57:3,5,12 58:4,9,11,13,17,21 59:4 73:13 grand [2] 22:11 91:16 ground [2] 68:12,16 group [1] 92:12 guess [2] 18:5 37:5 57:6 81:5 91:25 gun [2] 67:6,18 68:2,4,5,6,12,14,15,20 69:2,5,11 73:20 75:20 78:22 80:10,16,19 82:7 84:23 85:2,5,10,17 86:3,10,16 91:2,7 99:25</p>	<p>I</p> <p>icy [1] 78:20 idea [2] 36:15 43:8 59:12 78:5 85:12,19 identify [1] 44:7 imagine [1] 10:13 impact [1] 87:2 impacted [1] 87:5 implode [1] 86:22 imprudent [2] 78:15,16,22 incident [2] 4:24 11:20 15:5 19:3 23:12,14 33:17 35:8,13,17,20 38:21 43:21 44:13 47:7 51:25 56:22 59:7,9 71:5 73:11 91:12,24 92:21 93:3,5 indicated [1] 75:4 indicating [4] 68:10,11 81:14 89:17 information [4] 24:25 38:6,8 98:18 initial [4] 22:6 41:15,18 79:20 initially [4] 50:15 51:11 72:22 75:11 inside [2] 70:2 74:4,6 81:7,9,12 instead [1] 94:15 instructor [1] 8:2 intention [2] 49:13,14,15,18,23 intentions [2] 48:16,18 interested [1] 103:17 intersection [1] 31:25 46:18 54:8,13 55:13 56:2,16,22 57:11 58:25 72:24 97:7,11 intersections [1] 58:22 intersects [1] 58:11</p>
<p>H</p> <p>habit [2] 100:17,18 hagstrom [1] 66:24 half [2] 24:6 33:14 62:12 76:11 79:22 80:6 86:6 hand [2] 75:5 87:25 103:20 handed [2] 8:3,4 hands [2] 68:11,13 73:22 74:2,8 happen [2] 56:22 94:19 happened [2] 14:13 15:8 33:18 35:14,23 44:14 47:19 51:25</p>		

H & B REPORTING CO., INC
718-948-5835

<p>interviewed [2] 91:23 92:10 investigating [1] 39:6 investigation [3] 25:4,7 92:4 involved [2] 23:12 28:19 29:16 involvement [2] 91:19 98:22 involving [1] 11:21 issue [1] 83:24 issued [3] 78:6,8,12</p> <hr/> <p style="text-align: center;">J</p> <hr/> <p>jeans [3] 19:6,8,9 jeep [10] 27:6,8,25 28:8,10 54:18,19 55:5 97:3,13 jerusalem [1] 9:17 john [4] 4:18 17:17,18 34:10 jumped [1] 26:10 jurisdictional [1] 12:17 jury [1] 91:16</p> <hr/> <p style="text-align: center;">K</p> <hr/> <p>k-n-a-t-z [1] 44:11 keep [1] 23:7 kelth [10] 10:4 43:25 44:9 53:2,19 55:17,23 56:10 60:16,21 62:25 65:14 70:6,14 73:20 85:9 kept [2] 82:19 90:2 kevin [1] 15:23 kind [2] 16:12 32:7 knatz [1] 44:10 knocked [1] 76:10 knowing [1] 37:3 known [2] 10:15,18 knows [1] 27:21</p> <hr/> <p style="text-align: center;">L</p> <hr/> <p>l-o-s-c-h-i-a-v-o [1] 14:23 labeled [1] 92:3 lane [2] 55:14 58:24 lanes [1] 58:18 lanzillota [7] 26:21,23 36:3 37:15 47:23 65:22 100:6 lanzillota's [1] 49:14 large [1] 34:6 laserna [10] 2:11 46:14 67:14 76:16 78:3 79:13 84:16,25 85:11,18 90:22 93:18,25 94:4 98:9 99:18 101:8 102:25 last [1] 11:13,15,19 12:4,5 65:23 71:24 84:15,21 later [1] 64:7 law [3] 4:20 6:21 83:17 lead [3] 27:17 33:23 51:4 leads [1] 25:5 least [4] 24:6 43:15 66:25 67:4 leave [1] 45:22 leaving [3] 35:2 41:13 50:4 led [1] 86:14 left [28] 10:23 23:23 31:3,12 35:13 46:11 48:2 50:18 51:5 54:21,25 55:10 59:13 63:16,19,22 70:9 75:22 82:12,16,18,20 88:20 89:15 90:2,5,9 101:3 length [12] 62:3,5,12 63:6 76:9,23,25 77:5,7,23 78:2 79:12 lengths [3] 30:18,22 54:5 56:8 65:24 96:18 less [1] 22:8 62:3,9 76:8,22,24 77:5,7,22 78:2 79:12</p>	<p>lesson [1] 7:24 lessons [2] 83:23 84:4 lights [10] 27:14 49:21 50:21,24 56:11 65:15,20 66:2 96:5,11,12,14,19,25 97:5,6,8,24 98:4 limit [1] 78:19 limited [1] 12:21 line [1] 32:3 literature [1] 84:6 little [10] 10:23 24:8 31:25 37:11 49:10 62:3 81:7 82:10 94:11 98:11 live [1] 16:6 llp [1] 2:3 local [1] 78:18 located [3] 16:25 19:21,22 location [25] 8:7 9:9 16:22 18:6 20:7,11,16 21:11 22:4,10,20 23:10 24:2,19 25:10,12 26:8 33:18 34:25 39:12,16 71:4 98:21,22,24 locations [1] 9:6 locked [1] 23:20 long [16] 5:18 6:14 7:4,17 8:22 10:15,17,19 23:25 33:11 34:24 35:10 41:17 58:21 67:4 69:9 longer [1] 24:8 look [1] 88:7 looking [15] 16:24 17:3 30:25 31:8,10,13 52:23 66:24 69:23,24 71:20 73:25 87:13,25 88:3 loschiavo [1] 14:23 lot [1] 76:22 louis [2] 26:20,23 luck [1] 66:23 lurch [3] 77:10,12,21 lurched [2] 71:13 82:19 lurching [1] 77:18</p> <hr/> <p style="text-align: center;">M</p> <hr/> <p>made [5] 47:20,25 51:5 61:18 75:15 main [4] 8:11,12 17:11 94:16 maintain [1] 23:4 majority [1] 58:12 many [11] 24:22 31:21 36:14,15 41:9 42:5,18,23 43:6,11 93:15 mark [1] 34:11 marriage [1] 103:16 mass [1] 33:10 matter [1] 103:18 mccarthy [24] 15:22,23 19:12 21:22 23:23 24:3,16 25:4,15 27:16 28:13,25 29:17 30:20 33:4 36:7 40:24 43:18 63:11,17,25 64:9,18 97:16 mccarthy's [1] 23:18 mean [16] 8:24 12:20 25:22 31:7 32:22 46:12 59:15 64:19 68:9 70:16 78:17 80:24 81:23 96:12 100:15 member [1] 6:15 memo [1] 23:7 mentioned [1] 52:19 mercy [1] 19:19 message [3] 17:7,15,22 met [1] 93:16 middle [4] 59:20 79:25 80:25 88:19 mike [1] 44:10 military [2] 83:18,19</p>	<p>mineola [3] 2:10 4:16 10:2 minute [3] 35:23 64:7,8 minutes [1] 22:8 mirror [1] 52:24 mitsubishi [2] 45:14 77:25 months [1] 7:5 morning [1] 4:17 most [2] 8:16 56:18 move [6] 44:17 69:14 71:2 74:12 76:5 89:14 moved [6] 9:5 62:18 69:17 74:19 82:15,18 movement [1] 65:12 moves [1] 61:18 moving [21] 49:17 60:23 71:11,14 72:16,17,21 74:16,25 75:2,9,21,23,24 80:17 82:8 90:2,9,13,16,19 much [13] 22:10 28:21 31:23 32:2 51:4 55:15 58:24 61:23 62:2 64:4 89:9,22 101:5 muzzle [1] 68:15 myself [1] 18:11</p> <hr/> <p style="text-align: center;">N</p> <hr/> <p>name [6] 4:11,18 10:4 12:13 19:17,23 20:10 21:16 narrows [1] 58:23 nassau [2] 8:5,11,19 6:19 7:2 12:22,24 100:4 near [1] 16:6 neck [2] 95:18,25 need [1] 23:19 needed [2] 41:9 69:12 neighbor's [3] 32:23 47:2 66:19 never [7] 9:15 10:24 14:11 26:24,25 78:14 82:25 new [5] 2:10 4:16 11:25 102:3 103:8 newbridge [3] 8:9 9:11,14 next [6] 10:24 22:12 29:13 32:8 41:20 46:17 night [5] 13:15,16 91:20 92:7,8 nonnenmacher [25] 2:3 4:9,19,21 9:19 23:2 34:13 44:15 45:17 47:15 51:17 60:19 67:16 72:6 88:10 89:7 90:23 93:22 95:12 96:5,16 99:20,23 100:14 101:6 normal [1] 19:5 normally [1] 19:9 north [8] 8:10 19:19 30:5,7,9,13 31:17 95:7 northerly [1] 31:5 notary [3] 3:15 4:5 103:7 note [1] 67:14 noted [2] 101:10 102:9 nothing [2] 29:7 92:25 number [6] 4:23 5:16 12:14,15 20:24 43:9 44:4 80:5 numbers [1] 44:7 numerical [2] 9:15 20:24</p> <hr/> <p style="text-align: center;">O</p> <hr/> <p>o'clock [1] 13:20 o'connor [3] 26:17 28:14,23 objection [10] 46:14 67:15 76:16 78:3 79:13 84:16,25 85:11,18 90:22 objections [1] 3:10 obnoxious [1] 100:18 observation [1] 47:20 observations [1] 51:20 observe [10] 33:12 42:2 45:21 46:10 52:2,11</p>
---	--	--

H & B REPORTING CO., INC
718-948-5835

55:4 60:6 67:12 71:12 74:7,10 76:4,12 77:14 86:9 observed [20] 32:11 33:23,25 41:19,24 45:3, 23 47:8 50:8 60:16 67:5 71:25 75:8 77:4 79: 15 80:8,15 81:15 86:16 91:7 observing [2] 24:18 34:18 obstructing [1] 51:13 occasionally [2] 8:20 94:22 occur [1] 92:6 occurred [5] 4:25 11:20 35:17,20 91:12 office [10] 8:8,11,12 9:3,7 10:9 14:6,9 94:16 95:11 officer [7] 4:18 5:14,25 6:20 10:3 14:22 23: 3,22 26:13,16,20 28:14,23 34:9 35:16 36:3 37:14 38:17 44:10 47:23 53:13 54:17,24 56: 25 57:15 59:22 60:2,5 65:22 67:5 68:23,25 69:4,11 70:20 71:14,15 72:25 75:13,19,21, 25 76:9 79:18 80:6,8,15,22 81:15,18,22 82:6, 11,25 83:6 84:22 85:15 86:2,9,15 87:11,14, 17,21 88:4,14 89:10 90:4 91:2,9 93:5 95:19 97:4,12 99:3,24 100:6 officers [12] 18:19 24:13 26:3 36:11 37:22 40:16 43:15 45:4 67:3 84:2 94:20 100:2 offices [2] 94:11,12 official [2] 26:24,25 offset [1] 31:25 okay [9] 12:9 20:10 21:8 35:9 57:13 61:21 71: 8 80:12,21 once [6] 19:14 28:9,13 39:18 51:5 93:17 one [20] 9:10 15:3 16:23 17:2 20:4 23:20 26: 3 33:10,21 40:14 41:2 57:9 65:4,7,8 67:2 89: 19,20,20 95:9 only [5] 22:5 30:9 34:20 47:4 52:13 open [3] 61:2,2 71:9 operate [2] 70:23 71:17 operating [5] 27:4 45:2 70:13,19 98:21 operation [2] 48:10 55:17 operations [3] 6:6,8,16 operator [1] 70:4 operator's [1] 81:3 opposed [3] 13:10 40:15 59:20 opposite [3] 20:14 55:14 81:20 order [1] 79:2 original [1] 49:22 other [39] 6:11,21 11:25 16:7 24:9 25:20,23 30:24 36:11 41:8 43:6,18 44:13 45:3 51:9,13, 14,21 52:5,11 63:9 65:8 66:11 67:3 68:23 79: 6 81:21 94:23 95:5 98:17,23 100:2,3 others [1] 95:7 ourselves [1] 44:7 out [78] 8:3,4,6,18,23 9:2 10:8 17:15 21:18 23:17 25:13 26:4,14 28:14 29:8 33:21 39:24 45:22,24 48:23 52:9,22 53:23 59:18 60:9,9, 11,17 61:4,4,6,7 64:6,22 65:15 67:6,8,13,19, 21,22,25 68:3,18 69:9,13,18,21 70:22 71:6, 10,19,20,21 72:2,10,18 73:3,14,17,19 74:23, 24 82:16 83:7 84:11 87:9 94:17,17 95:5,24 99:15 100:4,8,10,16,25 outcome [1] 103:17 outside [2] 11:2 60:22 over [15] 11:9 15:14 16:17,20 17:8 36:10 40: 7 49:22 59:12,15 83:8 85:23 89:14 94:20 101:3 owned [1] 16:10	P p.m. [2] 13:19,25 park [1] 100:24 parked [4] 23:10 58:18 59:3,11 parkway [1] 14:7 part [1] 8:16 participate [2] 13:2 14:24 participated [1] 43:12 participating [2] 43:4,23 particular [3] 8:7 12:13 18:20 parties [2] 3:5 103:15 partner [4] 4:19 14:15,19,21 partners [4] 14:17 26:22,24 27:2 party [10] 29:12 32:5,16,24 33:24 34:5 41:20, 22 47:3 52:20 passenger [10] 15:11 26:4,10 59:17 60:12 69:7,14 81:2 88:22,24 past [2] 57:16 67:2 path [1] 55:5 patrol [1] 18:24 pedestrians [1] 66:7 peninsula [2] 18:5 19:18 people [13] 15:6 32:17 33:8,12,19 34:3,19 42: 2,5 66:17 78:20 92:12 100:3 percent [3] 20:4 45:16 93:12 period [1] 33:11 person [1] 40:15 personally [1] 48:20 perspective [1] 38:22 peter [1] 2:11 phone [1] 24:20 physical [3] 84:20,24 85:7 picked [2] 16:7 22:22 place [3] 37:9 43:21 47:7 48:24 49:11 102:8 placed [1] 48:8 plain [1] 18:13 plaintiff [2] 4:4,22 plan [12] 37:8 39:18 40:3,6,11,17,20 41:12,15, 18 48:10,14 plans [1] 7:24 please [2] 4:10 5:3 plus [2] 30:22,22 point [21] 20:21 21:18 23:16 50:20 51:10 54: 6 61:19 62:17 63:8,14 69:22 70:2 72:15 74: 15 80:9,15,19 82:10,14 93:23 95:16 pointed [3] 68:15 84:22 85:2 police [50] 4:17 5:11,14,19,23,25 6:19,20 7:2 9:23 11:2,23,25 14:22 16:10 17:12 23:3,22 26:13,16,20 27:9,11,18,21,22 28:17 37:4,22 38:16 40:15 43:15 44:10 53:13 54:24 56:25 57:14 59:21,25 66:11 79:4,5,10 84:2,7 92:3 93:5 96:9 100:2,4 portion [4] 56:19 57:2 58:2,8 position [2] 81:16 87:19 possibly [2] 16:25 98:24 precinct [13] 6:11 8:19 10:12,20,21 22:24 38: 16,17 94:7,13,14,14 95:6 precincts [3] 94:23 95:4,9 prep [1] 11:12 prepare [2] 92:19,24 present [5] 4:13 5:13 6:3 9:8 41:4 presently [1] 5:8 pretty [3] 22:14 31:23 32:2 55:15 64:4 93:11	prevent [1] 50:4 prior [15] 6:18 10:19 12:4,6 36:7 39:11 43:4, 23 52:9 53:23 55:18 61:2 66:3 73:13 99:12 probably [20] 11:15 20:3 24:6,7 29:19 42:8 43:8 53:22 62:3 63:3 76:7,8,10 81:4 84:21 86:6 88:23 89:14 98:20 100:12 proceeded [2] 48:2 51:19 proper [1] 25:11 proximity [1] 54:4 public [4] 3:15 4:5 27:21 103:7 pull [4] 49:22 52:9 86:12 87:12 pulled [3] 23:17 87:14 88:2,4,14 96:24 put [4] 37:8 40:17 77:11 100:24
	Q quarters [1] 62:13 question [2] 3:11 55:21 questions [7] 4:24 72:5 92:15 94:2 99:19,21 101:9 quick [1] 22:14 quickly [3] 90:14,16,20 quite [1] 41:10	
	R radar [2] 78:14,21 radio [2] 36:21 40:8 raining [1] 78:20 raise [1] 28:17 ran [3] 23:24 30:9 92:11 rank [1] 5:13 rate [1] 50:6 re-entered [1] 18:3 reached [1] 69:22 read [1] 102:7 ready [1] 61:3 realize [1] 37:15 realized [2] 87:6,8 really [2] 10:24 20:18 rear [13] 33:2 39:2 45:5 65:2,9 67:23 69:15, 19 70:11 86:19 88:23 91:6 101:2 reason [6] 13:17 23:15 49:5 50:23 52:16 94: 9 recall [59] 7:17,19,23 8:5 13:6,12 14:3,8 16: 16,19 18:16,25 19:11 20:6,9,18,23 22:3,25 23:25 25:18 29:5 33:16 35:22 36:13 41:12 42:15,18 45:8,11 52:15 53:24 54:10,11 56: 13 57:23 59:2 67:10 68:21 71:18 73:8,16 74: 22 80:13 83:23 84:5 92:9 93:9,15 95:15,15, 19 96:22 97:3 98:5,17,25 99:6,13 receive [3] 7:6 39:9 83:21 recollection [5] 19:25 21:4 35:19 45:13 46: 21 record [16] 4:11 9:20,22 34:14,16 45:18,20 72:7,9 88:11,13 93:19,21 98:10 102:7 103: 12 recorded [4] 17:8 36:20,24 92:17 recordings [1] 37:2 refer [1] 20:10 reference [2] 15:19 22:19 reflect [1] 23:5 refresh [5] 19:24 21:3 35:18 45:12 46:20 regarding [5] 4:24 83:24 91:11,12 92:20 regular [1] 18:23 related [1] 103:15	

H & B REPORTING CO., INC

718-948-5835

<p>relation [2] 64:10,16 relationship [3] 11:4 61:12 80:23 remain [4] 34:24 35:24 36:4 58:10 remained [1] 24:2 remember [7] 13:22 15:18 17:25 19:22 22:24 33:15 84:5 report [4] 8:15 22:15 94:7,22 reported [1] 14:4 reporter [1] 103:7 reports [1] 92:24 represent [1] 4:21 request [1] 36:25 required [1] 92:23 reserved [1] 3:12 resort [1] 84:15 respect [8] 7:7 29:10 33:6 48:10 51:21 52:4 83:22 84:13 respective [1] 3:4 respond [3] 17:23 18:8 94:6 responded [1] 18:12 responding [2] 41:7 94:15 response [3] 5:4 25:21 60:18 restraining [1] 84:13 result [1] 90:19 retreat [5] 83:15,25 84:8,10 85:10 reverse [6] 71:17 73:7,9,15 74:20,23 revolver [1] 67:13 rich [1] 43:19 road [8] 8:9 9:11,14 54:14,16 58:21 59:20 78:18 roadway [1] 56:19 rogich [6] 10:4,6,16 11:4,7,14 35:16 43:25 44:9 53:3,19 55:18,24 56:10,24,25 57:15 60:5,16,21 65:14 67:6,12 68:23,25 69:5,11 70:7,14,20 71:15 73:20 75:19,21 76:2 79:19 80:9,15 86:2,10,15 87:11,14,17,21 88:4,14 89:10 90:4 93:5 95:20 97:4,13 99:3,24 rogich's [1] 53:7,14 54:17,25 62:25 71:14 73:2 75:13 76:9 80:7 81:22 91:2,9 roof [2] 28:4,8 rose [18] 46:21,22,24 47:5 51:24 52:4,6,9 53:22 54:9 55:9 56:17,23 57:2,5 58:10 63:16 66:22 round [4] 76:2,3 89:11,12 rounds [1] 85:23 routine [1] 18:24 rude [1] 100:20 run [1] 69:17 running [4] 23:19 25:4 90:11,12 runs [1] 30:11</p> <hr/> <p style="text-align: center;">S</p> <hr/> <p>same [19] 3:7,16 10:9 12:10 25:12 28:8,11,12 33:18 36:4 46:23 63:3 64:4,5,23 70:7 89:25 92:7 102:11 sat [4] 21:17,18 93:4,6 satellite [1] 94:12 saw [35] 12:2 32:17 33:8 39:3,21 42:7 52:8 53:18,23 54:24 55:12,15 56:4,9 60:9,11,21 65:14 68:22 69:11 70:4,17,18,20 73:3 74:12,15 77:8,18 80:19 82:6 85:20 86:19 99:9 saying [1] 57:7 scene [13] 25:8 38:25 44:2 53:4,8 60:2,10 63:</p>	<p>9,15,19 70:17 73:11 87:23 sealing [1] 3:5 seat [1] 26:10 second [4] 57:10 89:12,18,23 94:13 95:8 seconds [1] 69:15 sector [1] 95:3 see [42] 11:24 12:7,11 15:4 21:25 23:11 28:18 29:2 32:16 33:4,9 42:10 51:7,9 53:13 54:19 55:16,23 66:8,14 69:25 70:6,12,16 72:11,19 73:7,15,21,25 74:3,5 82:11 86:18 87:4,11,22,23,24,25 95:22 96:2 seeing [1] 34:3 send [1] 36:24 sent [9] 9:16 15:6 16:17,20 17:7,14 separated [4] 61:23 79:17 85:25 87:20 september [4] 4:25 13:3,13,24 14:16 95:14 sergeant [32] 15:12,13,13,22,22 17:16,18 18:11 19:11 21:22 22:22 23:17,23 24:3,16 25:2,3,15 27:16 28:13,25 29:17 30:20 33:3 40:24 43:17,18 63:11,12 64:21 97:16,20 sergeant's [1] 82:3 sergeants [2] 43:16 100:3 sergeants' [1] 63:10 set [3] 41:7 103:10,20 seventh [2] 94:13 95:6 shall [2] 3:7,11 shatter [1] 87:4 sheet [1] 104:2 shield [1] 5:15 shoot [1] 86:18 shooting [1] 92:4 shorthand [1] 103:6 shot [10] 68:19 87:7,9,10,12,18 89:23,24 91:7 100:25 shots [1] 99:12 sick [1] 11:18 side [40] 21:12,16 28:11,12 29:20,22 30:8 32:3 43:2 46:23,24,25 47:3,6,25 50:12 52:21 53:20 59:13,17,19 63:21 64:12,14,17,17,23,24 65:7,10 66:21 67:2 68:23 69:8 81:2,3,12 82:5 88:22 101:4 sides [2] 58:19 59:4 sidewalk [3] 82:22 85:16,21 sign [8] 54:7 57:10,16,21,22,22,24 58:14 signed [2] 3:15,16 silver [1] 54:17 since [5] 5:21 6:17 9:5 20:9 91:20 sir [1] 78:6 sirens [1] 96:15 sit [4] 28:5 41:11 45:8 59:2 sitting [4] 13:23 46:19 53:21 88:24 six [1] 7:5 slowing [1] 100:13 someone [10] 20:21 27:9,17 36:24 39:21 41:19 78:8 79:2 84:14 100:16 sometime [1] 100:23 sometimes [1] 94:6 somewhere [7] 62:14,20 63:15 65:24 79:24 81:13 96:20 sorry [7] 9:2 42:22 67:17 80:12 98:12 100:15,19 sort [4] 7:14 23:18,23 57:23 sounds [1] 45:16 south [9] 9:17 30:5 31:18,19 47:4,5</p>	<p>southern [10] 9:18 14:7 15:9 17:25 18:3,3 19:15 20:15 22:7,12 span [1] 64:5 special [4] 6:5,8,12,15 specifically [1] 95:21 speed [5] 50:7 78:14,16,19,25 speeding [2] 78:13 79:2 spoke [2] 11:14 12:6 spot [2] 23:20,23 spread [2] 25:13 94:17 squad [7] 12:10,12,16,18,21 17:3,6 squads [4] 6:11,12 16:24 17:3 stand [1] 29:7 standing [9] 81:16 82:8 85:14 start [1] 49:10 started [9] 24:9 55:12 73:3 74:25,25 86:20 89:15,16,16 state [13] 4:10 9:18 14:7 15:9 17:25 18:3,4 19:15 20:15 22:8,12 102:3 103:7 stay [1] 23:12 stayed [1] 35:12 steady [3] 14:17,19,21 stephen [1] 14:22 still [9] 21:21 28:18,24 53:10 56:7 57:6 60:12,23 71:11 stipulated [3] 3:3,9,13 stipulations [1] 3:2 stop [3] 49:11 50:2,4,5 54:7 56:14 57:10,16,18,21,21,22,24 58:14 60:14,16 61:9,16,23 62:19,23 63:24 64:10,19 66:4 77:11,14,15,16,19,25 stopped [19] 48:23 60:23 61:12,17 63:20 65:24 72:15,20,23 74:19 76:7 82:3 96:24 stopping [5] 54:12 55:18 61:3,5 64:6 straight [3] 22:22 55:9 75:12 street [39] 19:17,22 20:5,10 21:12,17 26:6 28:11,12 29:20,23 30:2,8,11,23 31:4,24 32:2,3 45:25 46:2,6,22 47:4,25 49:19 50:12 52:18,21 53:17,21 66:21 67:2 streets [1] 54:3 struck [4] 82:25 83:11,12 90:21 subject [14] 16:23 19:20 21:15 24:18 37:19 38:25 39:21 44:22 45:6 48:6,7 50:25 70:13,19 subject's [12] 26:7 48:4 56:16 67:21,23 69:6,15,20 70:12 86:20 88:9 98:7 subscribed [1] 102:15 subsequent [1] 79:5 subsequently [1] 91:5 substance [1] 16:20 sum [1] 16:19 supervisor [5] 15:24 17:19,21 25:7 40:9 supervisors [1] 41:8 surely [1] 73:8 suspicion [1] 28:17 swat [1] 6:10 switched [1] 26:3 sworn [4] 3:17 4:4 102:15 103:11 synonymous [1] 84:10 syosset [1] 95:8</p> <hr/> <p style="text-align: center;">T</p> <hr/> <p>t-shirt [1] 19:9 tactical [1] 6:10</p>
--	---	--

H & B REPORTING CO., INC
718-948-5835

<p>talks [1] 100:16 targeted [6] 28:20 29:3 30:14 31:2 33:7 42:21 tasks [1] 6:11 taylor [39] 4:22 11:21 13:3 14:25 20:22 35:2 38:20 41:13 43:5,13,24 45:22 47:8 48:17 50:7 51:20 52:14 53:7 54:11 61:13,16 64:11 68:19,20 70:2,23 71:25 75:17 76:5,13 80:16 82:7 84:23 85:6 91:3,13 96:18 98:14,19 taylor's [39] 47:21 48:12,22 49:3,7,16 51:7 52:3 53:12 55:19 56:3 61:25 62:9,25 63:25 64:13,25 65:2,5,12 66:16 71:12 72:12,19 73:6,15,21 74:11,15 75:9 78:18 80:7,14,24 81:17 82:24 85:25 87:20 88:16 team [1] 6:10 34:10 92:5 teams [2] 24:22 95:5 ten [4] 36:16,19 62:5,10 term [3] 41:22 83:15 84:8 terms [13] 7:21 25:9 29:15 30:17 35:5,11 40:5 59:6 63:23 84:17 86:11 90:7 99:9 testified [4] 4:6 11:7 35:16 74:14 testimony [3] 91:11 102:8 103:13 third [1] 89:24 thousand [2] 89:19,20 three [13] 9:6 29:19 30:21 31:2,9,11,15 35:6 36:18 42:8,9 62:13 85:22 ticket [1] 79:3 timeframe [2] 22:5 24:6 today [6] 13:23 28:6 41:11 45:9 46:19 59:3 took [5] 11:16,17 43:21 47:7 50:13 top [1] 27:11 tour [3] 13:13,15,16,24 17:21 94:19 towards [16] 15:9 18:4 65:7,9 67:20 71:14 75:5,10,12,25 80:25 81:2 82:19,20,21 101:4 traffic [6] 46:7 57:11 58:3 78:7,8,13 training [6] 7:7,10 78:24 79:7,9 83:21 transcribed [1] 92:17 transcript [1] 102:11 transition [1] 95:2 travel [6] 47:9 53:17 55:8,9,14 56:19 76:13 78:23 traveled [6] 52:3 53:11,20 54:20 58:3 70:11 73:5,13 traveling [10] 15:9 20:14 47:21 49:2,6 50:7,8 54:23 58:6 77:7 trial [1] 13:12 trigger [6] 86:12 87:12,15 88:2,4,15 trucks [1] 15:4 true [2] 102:10 103:12 trunk [3] 88:25 89:3,6 try [1] 24:21 trying [7] 49:9 51:3 71:21 74:3,5 86:25 88:7 turn [5] 22:9 48:2 49:20 50:14 65:21 turned [4] 46:13,15,16 96:19 turning [2] 27:13 58:23 two [19] 11:16,19 12:4 24:13 33:14 43:16 63:10 67:4 72:5 76:14,14 89:19,20 two-way [2] 46:2,5 type [6] 11:3 23:4 27:3 37:8 44:25 92:20 types [1] 18:23</p>	<p>70:15 72:4 74:13 83:18 86:12 89:4 uniform [2] 10:25 18:20 unit [9] 12:25 23:16 24:10,11,11 25:15 41:2 44:4 52:13 units [16] 15:15 24:9 25:8,11 40:21 41:3,6,9 43:6,11,15 51:9,13,14,22 52:5 until [20] 20:15 23:14 24:8 33:17 34:25 35:4,13 41:19 43:20 52:4,6,8 53:22 63:13 68:18 69:21 73:19 86:24 89:11,24 up [40] 16:7 22:22 23:14,17 25:23 28:16 37:11 41:8,19 47:23 48:3,6,17 49:9,20 50:13,14 51:4,23 52:4,6,8 53:21 59:12,15 60:10 67:23 68:18 69:14,17,17 71:4 72:23 73:19 75:14 83:8 89:5 91:5 92:12 96:24 updated [1] 24:25 using [3] 84:20,23 85:6</p>	<p>weekday [1] 13:10 weekend [1] 13:10 weeks [3] 11:16,19 12:5 west [32] 19:25 21:5 29:25 30:4,11,12 46:3,18 47:10,24 48:3 50:18 51:6 53:17 54:8,24 55:10 56:17,23 57:3,4,12,21 58:3,9,11,13,17,21 59:4 73:13 95:5 westerly [3] 31:16 46:8 57:16 whatever [5] 11:12 22:13 69:16 70:10 77:17 86:8 whereof [1] 103:19 whether [1] 59:3 whole [4] 12:25 35:25 70:17 87:22 will [6] 4:23 8:20 47:15 51:17 89:7 90:23 wind [1] 89:5 window [3] 86:19,23 88:8 withdraw [5] 47:16 51:18 60:20 89:8 90:24 withdrawn [2] 23:2 44:15 within [12] 3:6,14 11:15 12:22 54:4,5 62:2,11 63:6 64:5 65:23 86:6 without [2] 37:3 87:3 witness [5] 4:3 100:22 103:9,13,19 witnesses [1] 66:10 word [3] 21:7 86:21,25 words [2] 30:24 44:13 work [8] 8:6,18 10:8 11:24 12:7,10 16:8 22:16 worked [2] 10:24 26:25 working [1] 8:23 works [1] 10:7 wound [1] 91:7 writing [1] 40:18 written [1] 92:20</p>
<p>under [3] 48:8,24 49:12 understand [11] 12:19 48:13 51:16 55:7,20</p>	<p>vacant [1] 26:11 variety [1] 6:10 veer [2] 75:15,18 veering [2] 75:10,14 vehicle [165] 16:3,10,12 25:20,23 26:14,18 27:3,9,16,18,23 28:17 39:22,25 45:23 48:4,6,11,11,12 49:2,3,6,7,25 50:3,16,17 51:7 52:4,17 53:2,3,6,7,12,14,18 54:12,25 55:17,19,23 56:4,9,14,16,24 57:14 58:9 59:18,22 60:7,12,15,17,23 61:6,7,8,11,12,15,16,22,24,25 62:8,9,22,25 63:2,17,18,24,25 64:2,10,11,18,19 65:5,15,16,20 66:2,4 67:6,19,21,22,24 68:2,18 69:7,10,13 70:3,5,9,12,13,19,21,23,24 71:7,10,12,15,16,19,25 72:3,11,12,19,20 73:2,6,14,15,17,19,25 74:11,16 75:9 76:5,10,12 77:4,6,15 78:25 79:16,18 80:14,24 81:17 82:17,18,24 83:7,11,13 86:2,20 87:21 88:9,16,18,20 90:17,21 98:7,20 99:3,11,16 100:7,8,11 101:3 vehicles [12] 27:22 52:12 59:4,11 63:9 65:4 82:3 86:7 96:10,11,15 100:5 verbally [1] 18:12 vic [2] 16:15 27:20 vicinity [10] 15:3,15 21:10 23:10 26:5 59:6,8 65:25 75:12 96:20 vics [1] 63:11 victoria [2] 97:17,21 view [4] 26:7 28:22 32:19 51:13 violation [3] 78:7,8,13</p>	<p>yakaltis [2] 2:3 4:20 yard [2] 39:2 91:6 yards [1] 54:2 year [1] 9:4 yelled [1] 99:17 yelling [2] 99:10,10 york [2] 2:10 4:16 11:25 102:3 103:8 yourself [3] 32:12,15 45:21</p>
<p>under [3] 48:8,24 49:12 understand [11] 12:19 48:13 51:16 55:7,20</p>	<p>wain [2] 4:6 103:6 waived [1] 3:8 walked [1] 70:10 walking [2] 90:7,10 wanted [6] 37:19,21,25 38:4 41:7 98:14 wants [1] 25:10 warm [1] 19:10 watching [5] 25:10 52:16 60:8 98:6,7 way [14] 14:5,12 16:4 46:12,15 70:24 71:22 73:10 83:7 84:11 89:16,17 92:17 103:17 weapon [1] 99:8 wear [3] 18:21 19:6,7 wearing [5] 18:17 19:2,12 95:13,20 weather [1] 19:10 week [1] 13:7</p>	